

01-27-00

A

PATENT
674509-2022

Patent Application Transmittal (for new nonprovisional appln under 37 C.F.R. 1.53(b))

CORRESPONDENCE ADDRESS: FROMMER LAWRENCE & HAUG LLP

745 Fifth Avenue, New York, New York 10151

Tel. (212) 588-0800 Fax: (212) 588-0500

Date: January 24, 2000

Re: 674509-2022

TO: ASSISTANT COMMISSIONER FOR PATENTS

Box NEW PATENT APPLICATION, Washington, D.C. 20231


Sir: With reference to the filing in the United States Patent and Trademark Office of an application for patent in the names of: **RAHMAN, Muhammed Habibur, JØRSBOE, Morten, POULSEN, Morten Helt** (information on attached, unsigned, Declaration & Power of Attorney), and entitled: **ORGANISM**

Enclosed is:

- ☒ Specification (45 pages, plus 1 page of abstract, p. 50)
 - ☒ 10 Sheet(s) of Drawings (Figs 1, 2, 3, 4A, 4B, 5A, 5B, 6A, 6B, 7, 8)
 - ☒ 34 Claims (pp. 46-49)
 - ☒ Oath or Declaration and Power of Attorney (3pp UNSIGNED)
 - ☒ Copy of Deposit Receipts for NCIMB 40991 and 40992 (6 pages – 3 pages each)
- The signed Declaration and Power of Attorney and Filing Fee will be paid upon receipt of a Notice to File Missing Parts. Kindly accord this application a January 24, 2000 filing date.

As a Preliminary Amendment, at page 1, beneath the Title and before the first line of text ("The present invention relates ...") please insert: --This application claims priority from United Kingdom application 9901814.5, filed January 27, 1999; and, that application, and all documents cited in that application ("UK appln cited documents") and all documents cited or referenced in UK appln cited documents are hereby incorporated herein by reference. Also, documents are cited in this text ("herein cited documents") - where discussed and/or in a reference list - and all herein cited documents and all documents cited or referenced in herein cited documents are hereby incorporated herein by reference.--

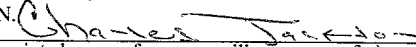
Respectfully submitted,
FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

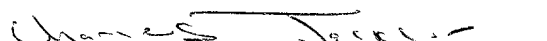
By: 
Thomas J. Kowalski, Reg. No. 32,147

EXPRESS MAIL

Mailing Label Number: EL197532435 US
Date of Deposit: January 24, 2000

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, BOX NEW PATENT APPLICATION.


(Typed or printed name of person mailing paper or fee)


(Signature of person mailing paper or fee)

1
ORGANISM

The present invention relates to an organism. In particular, the present invention relates to a transformed plant, as well as tissues or cells thereof, and to transformed cells or tissues.

The *Brassica napus* (AACC, 2n=38) species is an amphidiploid species which originated in ancient times from the diploid species *B. campestris* (AA, 2n=20) and *B. oleracea* (CC, 2n=18) through interspecific hybridization. All of the naturally occurring strains of *B. napus* (which include oilseed rape) are of the black-seeded type.

In the *Brassica* species, the yellow seed is superior over the brown/black seed because of its higher oil and protein content, its lower fibre content and its aesthetic appearance in seed meal. For example, the yellow or partly yellow seed from *B. campestris* is associated with a 2-5% higher oil content, a 1% higher protein content and a 4-7% lower fibre content (Stringam *et al.* 1974; Daun and DeClercq 1988; Hu 1988; Simbaya *et al.* 1995); the yellow seed from *B. juncea* is associated with a 2.8% higher oil content, a 3.5% higher protein content and a 7.3% lower fibre content (Woods 1980; Simbaya *et al.* 1995); the yellow seed from *B. carinata* is associated with a 3.8% higher protein content and a 5.7% lower fibre content (Simbaya *et al.* 1995); and the seeds from the brown or yellow-brown seeded *B. napus* developed by cross breeding contain a 2-4% higher oil and protein content and a 3-7% lower fibre content (Shirzadegan and Röbbelen 1985; Hu 1988; Simbaya *et al.* 1995).

As most of the seed oil and protein are localised in the embryo, the seed coat contains very small amounts of oil and protein. Furthermore, in yellow seed, the proportion of seed coat to whole seed is 15% lower than that of the brown seed turnip rape (*B. campestris*) (Stringam *et al.* 1974). Thus, the higher oil and protein content in yellow seed is predominantly due to a larger proportion of embryo compared to the whole seed. The lower fibre content in meal derived from yellow or light coloured seed is largely due to a lower proportion of coat when compared to the whole seed (Stringam *et al.* 1974; Anjou *et al.* 1977).

The seed coat pigment of *Brassica* is composed mainly of polyphenols which are polymers of leucocyanidins (Leung *et al.* 1979; Hu 1988). The polyphenol is deposited in the palisade and crushed parenchyma layers of the seed coat (Vaugan 1970; Stringam *et al.* 1974). The palisade layer is the prominent cell layer of the seed coat and is assumed to yield a higher fibre content and a lower oil and protein content. This palisade cell layer is reduced from 1/2 to 2/3rd in the yellow seed of turnip rape (Stringam *et al.* 1974). Consequently, lower proportions of polyphenol and lignin are expected from the yellow seed (Anjou *et al.* 1977; Theander *et al.* 1977; Slominski *et al.* 1994). As a result, the digestibility of seed coat or meal from yellow seed is significantly higher than that from black seed (Bell and Shires 1982; Slominski *et al.* 1994).

In view of the aforementioned advantages associated with yellow seed, it would be desirable to produce transformed cells capable of yielding yellow colour seeds and/or yellow-seeded plants.

According to a first aspect of the present invention there is provided a transformed CC genome comprising an exogenous transparent seed coat gene obtained from an AA genome. The transparent seed coat gene provides the yellow colour seed, as the coat is transparent thus enabling the yellow interior of the seed to be visualised. The visible yellow seed is produced by a substantially transparent seed coat which thereby exposes the natural embryo to the naked eye.

As used herein, the term "exogenous transparent seed coat gene" means a transparent seed coat gene having a different origin to other genes found on a particular genome.

The CC genome is found in some *Brassica*. Hence, the CC genome is obtainable from *Brassica*. Typically the CC genome is obtained from *Brassica*. Alternatively expressed the CC genome is a *Brassica* CC genome.

The AA genome is found in some *Brassica*. Hence, the AA genome is obtainable from *Brassica*. Typically the AA genome is obtained from *Brassica*. Alternatively expressed the AA genome is a *Brassica* AA genome.

Preferably the AA genome is obtained from any one of *Brassica campestris*, *Brassica napus* and *Brassica juncea*.

Preferably the AA genome is obtained from *Brassica campestris*.

5

Alternatively expressed, the present invention provides a transformed *Brassica* CC genome, wherein the transformed *Brassica* CC genome comprises a transparent seed coat gene obtained from a *Brassica* AA genome.

10 Preferably the CC genome is a transformed *Brassica napus* genome.

The visible yellow seed is produced by a substantially transparent seed coat which thereby exposes the natural embryo to the naked eye. This is in direct contrast to the black seeded and yellow-brown seeded *Brassica* plant seeds which have darker colours due to dark colouration and dark pigmentation in the seed coat.

15

According to a second aspect of the present invention there is provided a transformed plant, plant cell or plant tissue comprising an exogenous transparent seed coat gene.

20 In accordance with the present invention, the term “transparent seed coat gene” – which may be interchanged with the term “transparent seed coat colour gene” or the term “yellow seed coat gene” or the term “transparent yellow seed coat gene” - includes one or more nucleotide sequences, but preferably at least two nucleotide sequences which are capable of imparting a transparent seed coat. If there are at least two nucleotide sequences, then they may be located on the same chromosomal locus or on different chromosomal loci.

25

Thus, the term “transparent seed coat gene” of the present invention can be alternatively stated as being a gene or a number of genes capable of making a seed coat substantially transparent and thereby enabling visualisation of the substantially natural yellow colour of the inner embryo component of the seed.

30

A seed coat is substantially transparent when there is a substantial absence of seed coat pigmentation when compared with the wild type seed coat.

As used herein, the term “wild type” means a form of a gene or allele that is considered the “standard” or most common type found in nature.

According to a third aspect of the present invention there is provided a transformed plant, plant cell or plant tissue comprising an exogenous transparent seed coat gene obtained from an AA genome.

Preferably the transformed plant, plant cell or plant tissue comprising an exogenous transparent seed coat gene is obtained from the AA genome from any one of *Brassica campestris*, *Brassica napus* and *Brassica juncea*.

Preferably the transformed plant, plant cell or plant tissue comprising an exogenous transparent seed coat gene is obtained from the AA genome of *Brassica campestris*.

Preferably, the transformed plant, plant cell or plant tissue is a transformed *Brassica* plant, plant cell or plant tissue.

Preferably, the transformed plant, plant cell or plant tissue is a transformed *Brassica napus* plant, plant cell or plant tissue.

In some embodiments, preferably the transformed *Brassica* plant is non-sterile (ie fertile).

Preferably the transformed *Brassica* plant, plant cell or plant tissue is capable of yielding seeds with a transparent seed coat or is capable of yielding plants having seeds with a transparent seed coat.

According to a fourth aspect of the present invention there is provided a method for increasing the levels of seed oil and protein and reducing the levels of fibre in a seed wherein the method comprises transferring the transparent seed coat gene of an AA

genome of a first *Brassica* plant, tissue or cell into a CC genome of a second *Brassica* plant, plant tissue or plant cell.

The method of the present invention may further comprise the optional steps of: (i) selecting yellow seeds from black seeds or brown seeds; and/or (ii) comparing levels of erucic acid and glucosinolate(s) between the yellow seeds and the black seeds and the brown seeds.

Preferably the method comprises transferring the transparent seed coat gene of an AA genome of a first *Brassica* plant, plant tissue or plant cell into a CC genome of a second *Brassica* plant, plant tissue or plant cell.

Preferably the method comprises transferring the transparent seed coat gene of an AA genome of a first *Brassica* plant, plant tissue or plant cell into a CC genome of a second *Brassica* plant, plant tissue or plant cell.

According to a fifth aspect of the present invention there is provided a transformed *Brassica napus* plant capable of yielding seeds with a transparent seed coat.

According to a sixth aspect of the present invention there is provided a seed oil or a seed meal comprising an oil and protein content of at least about 70% seed dry matter and a fibre content of not more than about 8 % oil free meal.

Preferably the seed oil or a seed meal comprises an oil and protein content of from about 70% to about 80% seed dry matter.

Preferably the seed oil or a seed meal comprises a fibre content of not more than about 6% to about 8% oil free meal.

According to a seventh aspect of the present invention there is provided a use of an AA genome as a vector for delivery of one or more genes of interest to an heterologous genome.

According to a eighth aspect of the present invention there is provided a transparent seed coat encoded by a transparent seed coat gene obtainable from NCIMB 40991 and/or NCIMB 40992.

- 5 According to a ninth aspect of the present invention there is provided a transparent seed coat.

Other aspects of the present invention are presented in the accompanying claims and in the following description and drawings.

10

Preferably any one or more of the transformed plant, the transformed cell or the transformed tissue is prepared by use of the embryo rescue technique.

15

Preferably any one or more of the transformed plant, the transformed cell or the transformed tissue is prepared by a process which comprises a chromosome doubling step using an agent that causes chromosome doubling - such as colchicine.

20

Preferably any one or more of the transformed plant, the transformed cell or the transformed tissue is prepared by a process which comprises an embryo rescue step.

25

The present invention is advantageous in that it is now possible to produce yellow-seeded *Brassica* plants. The present invention is further advantageous in that it is now possible to produce yellow-seeded *Brassica napus* plants.

Thus, in accordance with the present invention, we have been able to prepare yellow-seeded transformed plants - such as transformed yellow-seeded *Brassica napus*.

30

In the present application the term "transformed" mean cells and plants that do not occur naturally but have, instead, been prepared by human intervention - such as by any one or more of selective cross-breeding and/or biotechnological techniques, preferably a process that includes a biotechnological step (such as chromosome doubling and/or an embryo rescue step).

Thus, according to one broad aspect of the present invention we provide a transformed cell or tissue capable of yielding yellow seeds.

Thus, according to a further aspect of the present invention we provide a transformed
5 plant capable of yielding yellow seeds.

The above mentioned aspects of the present invention will now be described in more detail.

10 In the text, the term "yellow seed or yellow-seeded" means a visible yellow embryo produced by a substantially transparent seed coat.

In the text, the term "transparent" means a substantial absence of seed coat pigmentation when compared with the wild type seed coat.

15 In the text, the term "stable" means a yellow seed colour which is consistently transmitted through subsequent generations.

Preferably, the seed colour is consistently transmitted through at least two generations,
20 preferably through at least three generations preferably through at least four generations, preferably through at least five generations, preferably through at least six generations, more preferably through at least seven generations.

In the text, the term "consistent" means a substantially even distribution of the yellow
25 colour.

The term "low level" in relation to erucic fatty acid means a level less than 2% erucic acid.

30 The term "medium level" in relation to erucic fatty acid means a level greater than 2% erucic acid and less than 40% erucic acid.

The term "high level" in relation to erucic fatty acid means a level greater than 40% erucic acid.

The term "low level" in relation to glucosinolate(s) means a level of total glucosinolate(s)
5 less than 25 μ mol/g seed.

The term "medium level" in relation to glucosinolate(s) means a level of total glucosinolate(s) greater than 25 μ mol and less than 40 μ mol per g seed.

10 The term "high level" in relation to glucosinolate(s) means a level of total glucosinolate(s) greater than 40 μ mol/g seed.

In arriving at the present invention, it was recognised that the main constraint of attempting to breed yellow-seeded *B. napus* plants that could produce yellow seeds was
15 the lack of a transparent seed coat gene. More, in particular, it was recognised that there was an absence of a transparent seed coat gene in the CC genome of *B. napus*.

In part of the analysis of the present invention, which is represented by way of Figure 1, it was recognised that among the diploid *Brassica* species, yellow-seeded forms can only be
20 found in the *B. campestris* (AA, 2n=20) species, whereas among the amphidiploid species, yellow-seeded variants can be found in *B. carinata* (BBCC, 2n=34) and in *B. juncea* (AABB, 2n=36). The yellow seed in these species is due to a transparent seed coat.

25 However, in accordance with the present invention it was surprisingly found that it was possible to transfer a transparent seed coat gene into a plant, such as into its genome, that lacked such a gene.

The transfer can occur *via* biotechnological techniques or by selective cross-breeding
30 procedures which incorporate certain essential or preferred technical features. Details of these techniques and procedures are presented later on.

- Up until the present invention, interspecific crosses in *Brassica* have been carried out in different directions to exploit the yellow-seeded natural variants of *B. campestris*, *B. juncea* and *B. carinata* with a view to breeding yellow-seeded *B. napus*. So far, only limited success has been achieved. By way of example, Barcikowska *et al.* (1987) and
- 5 Zaman (1988) attempted to develop a yellow-seeded CC genomic species using the interspecific cross of {yellow-seeded *B. carinata* x black-seeded *B. alboglabra*/*B. oleracea*} as an intermediate step in breeding yellow-seeded *B. napus* but in these studies only partly yellow seed was obtained.
- 10 Liu (Liu 1983; Liu and Gao 1987) reported on an attempt to breed a yellow seeded *B. napus* developed from the {*B. napus* x *B. campestris* (*B. chinensis*)} cross. However, the frequent occurrence of black seed and/or black spots on the coat, as well as the change in seed coat colour due to environmental factors, indicated that their yellow seeded strains were not stable over generations.
- 15 Zaman (1988) isolated a brown-seeded strain from an interspecific cross of {(*B. carinata* x *B. campestris*) x *B. napus*}. Chen (Chen *et al* 1988; Chen and Heneen 1992) obtained yellow seed in an F₂ population derived from a cross between the resynthesised *B. napus* (resynthesised from *B. campestris* and a partly yellow-seeded *B. alboglabra*) and a
- 20 yellow-brown-seeded *B. napus* breeding line. However, the yellow seed character did not breed true - such as up to F₄ generation. Chen's partly-yellow-seeded *B. alboglabra* was developed from an interspecific cross of yellow-seeded *B. carinata* and black-seeded *B. alboglabra*.
- 25 Rashid *et al.* (1994) reported on their attempt to develop yellow-seeded plants from a more complex interspecific cross of {[(*B. napus* x *B. juncea*) x *B. napus*] x [(*B. napus* x *B. carinata*) x *B. napus*]}. However, the stability of the seed coat colour in the resulting hybrids was not reported.
- 30 Van Deynze (Van Deynze *et al.* 1993; Van Deynze and Pauls 1994) reported on a partly yellow-seeded *B. napus* plant which were developed in the University of Manitoba/Guelph. However, an unstable yellow seed colour and a significantly high seed

coat pigmentation (black/dark brown seed) was observed when the yellow-seeded strains were grown at a lower temperature of 16°C/12°C (day/night). This instability of yellow seed colour may render such varieties unsuitable for some major *B. napus* growing areas such as Northern Europe and North America.

5

Tang *et al.* (1997) developed yellow-seeded *B. napus* lines from different breeding approaches, such as from interspecies crosses of {(*B. campestris* x *B. oleracea*) x *B. napus*}; {*B. napus* x *B. juncea*}; {*B. napus* x *B. campestris*}; from irradiated progenies of *B. napus*; and from progenies of intervarietal crosses of *B. napus*. However, the stability of the yellow seed colour was not reported.

10

It is apparent that transparent seed coat gene of *B. campestris*, *B. juncea* and *B. carinata* have been utilised in the prior art in different ways with a view to breeding yellow-seeded *B. napus* plants.

15

In contrast, our invention relates *inter alia* to the transfer of the transparent seed coat gene via the AA genome of Yellow Sarson (*B. campestris*) into the CC genome of *B. napus*. Indirect evidence is provided that the transfer of the transparent seed coat gene is achieved through allosyndesis between the A- and the C-genome chromosomes. The resultant *B. napus* strain, carrying the transparent seed coat gene of Yellow Sarson (*B. campestris*) in its CC genome, was used in breeding yellow-seeded oilseed rape.

20

By way of further background information, Attia (Attia and Röbbelen 1986; Attia *et al.* 1987) studied meiotic configuration of chromosomes in: (i) amphihaploids AC, AB and BC which were generated from crosses between three elementary diploid species and (ii) digenomic triploids AAC, ACC, BBC and BCC which were generated from crosses between the amphidiploid and the diploid species. In the amphihaploids AC 12.3 chiasmata (7.3 II) was found. In AB 5.8 chiasmata (4.36 II) was found and in BC 2.0 chiasmata (1.9 II) was found. In the digenomic triploids BBC and BCC, there was a predominance of preferential pairing between the two homologous genomes while the third single genome remained unpaired. On the other hand, in the AAC and the ACC triploids, a high frequency of allosyndetic pairing between the A and the C genome was

30

expressed by the formation of one or more trivalents in over 50% of the pollen mother cells. According to Busso *et al.* (1987), the homologous pairing between the A and the C genome chromosomes in trigonomic haploid (ABC) was not disturbed by the presence of the B genome chromosomes.

5

These cytological observations clearly suggested that the *Brassica* A and C genome chromosomes are more closely related to each other, while the B genome chromosomes are phylogenetically distant from the A and the C genome chromosomes. Therefore, in amphihaploid genome constitution, it was recognised the transfer of gene(s) from the A-
10 to the C-genome or *vice versa* could occur relatively easily.

One technique for preparing the transformed plants - namely by use of the AA genome as a vector for the transparent seed coat gene - is presented in the following examples.

15 As an alternative, transformed plants may be prepared by use of recombinant DNA techniques. By way of one example, the transparent seed coat gene may be transferred to a host plant by use of appropriate vectors - such as by use of *Agrobacterium* vectors.

By way of another example, in plants where the black seed coat gene is dominant and the
20 transparent seed coat gene is recessive, antisense techniques can be utilised to suppress the dominant black gene and facilitate the expression of the transparent gene.

Even though the transfer of a transparent seed coat gene according to the present invention is not disclosed in EP-B-0470145 and CA-A-2006454, those two documents do provide
25 some useful background commentary on the types of techniques that may be employed to prepare transformed plant cells and transformed plants according to the present invention. Some of these background teachings are now included in the following commentary.

The basic principle in the construction of genetically modified plants is to insert genetic
30 information in the plant genome so as to obtain a stable maintenance of the inserted genetic material.

Several techniques exist for inserting the genetic information, the two main principles being direct introduction of the genetic information and indirect introduction of the genetic information by use of a vector system. A review of the general techniques may be found in articles by Potrykus (Annu Rev Plant Physiol Plant Mol Biol [1991] 42:205-225) and Christou (Agro-Food-Industry Hi-Tech March/April 1994 17-27).

Thus, in one aspect, the present invention relates to a vector system which carries the transparent seed coat gene according to the present invention and which is capable of introducing the transparent seed coat gene into the genome of an organism, such as a plant.

The vector system may comprise one vector, but it can comprise at least two vectors. In the case of two vectors, the vector system is normally referred to as a binary vector system. Binary vector systems are described in further detail in Gynheung An *et al.* (1980), Binary Vectors, *Plant Molecular Biology Manual A3*, 1-19.

One extensively employed system for transformation of plant cells with a given promoter or nucleotide sequence or construct is based on the use of a Ti plasmid from *Agrobacterium tumefaciens* or a Ri plasmid from *Agrobacterium rhizogenes* (An *et al.* [1986], *Plant Physiol.* 81, 301-305 and Butcher D.N. *et al.* [1980], *Tissue Culture Methods for Plant Pathologists*, eds.: D.S. Ingrams and J.P. Helgeson, 203-208).

Several different Ti and Ri plasmids have been constructed which are suitable for the construction of the plant or plant cell constructs described above.

The transparent seed coat gene of the present invention should preferably be inserted into the Ti-plasmid between the border sequences of the T-DNA or adjacent a T-DNA sequence so as to avoid disruption of the sequences immediately surrounding the T-DNA borders, as at least one of these regions appear to be essential for insertion of modified T-DNA into the plant genome.

As will be understood from the above explanation, if the organism is a plant, then the vector system of the present invention is preferably one which contains the sequences necessary to

infect the plant (e.g. the *vir* region) and at least one border part of a T-DNA sequence, the border part being located on the same vector as the genetic construct. Preferably, the vector system is an *Agrobacterium tumefaciens* Ti-plasmid or an *Agrobacterium rhizogenes* Ri-plasmid or a derivative thereof, as these plasmids are well-known and widely employed in the construction of transformed plants, many vector systems exist which are based on these plasmids or derivatives thereof.

In the construction of a transformed plant the transparent seed coat gene of the present invention may be first constructed in a microorganism in which the vector can replicate and which is easy to manipulate before insertion into the plant. An example of a useful microorganism is *E. coli*., but other microorganisms having the above properties may be used. When a vector of a vector system as defined above has been constructed in *E. coli*. it is transferred, if necessary, into a suitable *Agrobacterium* strain, e.g. *Agrobacterium tumefaciens*. The Ti-plasmid harbouring the transparent seed coat gene of the invention is thus preferably transferred into a suitable *Agrobacterium* strain, e.g. *A. tumefaciens*, so as to obtain an *Agrobacterium* cell harbouring the transparent seed coat gene, which DNA is subsequently transferred into the plant cell to be modified.

As reported in CA-A-2006454, a large number of cloning vectors are available which contain a replication system in *E. coli* and a selection means which allows a selection of the transformed cells. The vectors contain for example pBR322, the pUC series, the M13 mp series, pACYC 184 etc. In this way, the transparent seed coat gene of the present invention can be introduced into a suitable restriction position in the vector. The contained plasmid is used for the transformation in *E. coli*. The *E. coli* cells are cultivated in a suitable nutrient medium and then harvested and lysed. The plasmid is then recovered and then analysed - such as by any one or more of the following techniques: sequence analysis, restriction analysis, electrophoresis and further biochemical-molecular biological methods. After each manipulation, the used DNA sequence can be restricted or selectively amplified by PCR techniques and connected with the next DNA sequence. Each sequence can be cloned in the same or different plasmid.

After each introduction method of the transparent seed coat gene according to the present invention in plants the presence and/or insertion of further DNA sequences may be necessary. If, for example, for the transformation, the Ti- or Ri-plasmid of the plant cells is used, at least the right boundary and often however the right and the left boundary of the Ti- and Ri-plasmid T-DNA, as flanking areas of the introduced genes, can be connected. The use of T-DNA for the transformation of plant cells has been intensively studied and is described in EP-A-120516; Hoekema, in: The Binary Plant Vector System Offset-drukkerij Kanter B.B., Alblasterdam, 1985, Chapter V; Fraley, *et al.*, Crit. Rev. Plant Sci., 4:1-46; and An *et al.*, EMBO J. (1985) 4:277-284.

Direct infection of plant tissues by *Agrobacterium* is a simple technique which has been widely employed and which is described in Butcher D.N. *et al.* (1980), *Tissue Culture Methods for Plant Pathologists*, eds.: D.S. Ingrams and J.P. Helgeson, 203-208. For further teachings on this topic see Potrykus (Annu Rev Plant Physiol Plant Mol Biol [1991] 42:205-225) and Christou (Agro-Food-Industry Hi-Tech March/April 1994 17-27). With this technique, infection of a plant may be done on a certain part or tissue of the plant, i.e. on a part of a leaf, a root, a stem or another part of the plant.

Typically, with direct infection of plant tissues by *Agrobacterium* carrying the transparent seed coat gene, a plant to be infected is wounded, e.g. by cutting the plant with a razor or puncturing the plant with a needle or rubbing the plant with an abrasive. The wound is then inoculated with the *Agrobacterium*. The inoculated plant or plant part is then grown on a suitable culture medium.

When plant cells are constructed, these cells are grown and maintained in a medium following well-known tissue culturing methods - such as by culturing the cells in a suitable culture medium supplied with the necessary growth factors such as amino acids, plant hormones, vitamins, etc, but wherein the culture medium comprises a component according to the present invention. Regeneration of the transformed cells into genetically modified plants may be accomplished using known methods for the regeneration of plants from cell or tissue cultures, for example by selecting the transformed shoots and by subculturing the shoots on a medium containing the appropriate nutrients, plant hormones, etc.

Further teachings on plant transformation may be found in EP-A-0449375.

Reference may even be made to Spngstad *et al* (1995 Plant Cell Tissue Organ Culture 40: pp 1-15) as these authors present a general overview on transformed plant construction.

5

In a highly preferred embodiment, the present invention is based on our finding that it is possible to use the transparent seed coat gene of the present invention to prepare transformed cells.

10 In addition, the present invention also covers transformed plants comprising the transparent seed coat gene of the present invention.

In a preferred embodiment the present invention covers transformed *Brassica* plants comprising the transparent seed coat gene of the present invention.

15

In a highly preferred embodiment the present invention covers transformed *Brassica* plants comprising the transparent seed coat gene obtainable from the Yellow Sarson (*Brassica campestris*) species.

20 The following samples were deposited in accordance with the Budapest Treaty at the recognised depositary of The National Collections of Industrial and Marine Bacteria Limited (NCIMB) at 23 St. Machar Drive, Aberdeen, Scotland, United Kingdom, AB24 3RY on 7th December 1998.

25 *Brassica napus* 13-217 - deposit number NCIMB 40991

Brassica napus 13-219 - deposit number NCIMB 40992

30 The present invention will now be described only by way of example, in which reference is made to the following Figures:

Figure 1 which is a schematic diagram;

Figure 2 which is a schematic diagram;

Figure 3 which is a schematic diagram;

5 Figure 4A which is schematic diagram;

Figure 4B which is schematic diagram;

Figure 5A which is schematic diagram;

10

Figure 5B which is schematic diagram;

Figure 6A which is a photographic representation;

15 Figure 6B which is a photographic representation;

Figure 7 which is a schematic diagram; and

Figure 8 which is a photographic representation.

20

In more detail, Figure 1 is a schematic diagram showing the occurrence of yellow seed in the *Brassica* species.

Figure 2 is a schematic diagram showing the approach taken for transferring the
 25 transparent seed coat gene from the A- to the C- genome. The normal size capital letters A, B and C indicate the three *Brassica* genomes. The superscripted letter y indicates the transparent seed coat gene of Yellow Sarson (*B. campestris*). The superscripted letter z indicates the transparent seed coat gene of *B. carinata* which are of different genomes relative to the transparent seed coat gene of Yellow Sarson (*B. campestris*). The
 30 superscripted letter B indicates the black seed coat gene of natural *B. napus*. The symbol * indicates the transfer, through allosyndesis, of the transparent seed coat genes from the A - to the C - genome.

Figure 3 is a schematic diagram showing the process of development of the yellow seeded *B. napus* from the interspecific crosses. The genomic and seed coat gene designations are as described in Figure 2.

- 5 Figure 4A is a HPLC chromatogram of alkaline hydrolysate of transparent seed coat (11A5156.082-K1217) of *Brassica napus* measured at 280nm.

Figure 4B is a HPLC chromatogram of alkaline hydrolysate of transparent seed coat (11A5156.082-K1217) of *Brassica napus* measured at 360nm.

10

Figure 5A is a HPLC chromatogram of alkaline hydrolysate of black seed coat (Miro) of *Brassica napus* measured at 280nm.

15

Figure 5B is a HPLC chromatogram of alkaline hydrolysate of black seed coat (Miro) of *Brassica napus* measured at 360nm.

Figure 6A is a photographic representation of seed coats from black seeds of *B.napus*.

Figure 6B is a photographic representation of seed coats from yellow seeds of *B.napus*.

20

The yellow seeds have a transparent seed coat.

Figure 7 is a Principal Component Analysis (PCA) plot of Agrovision colour data from six seed samples (dark and yellow seeds) of *Brassica napus*.

25

Figure 8 demonstrates the colour difference between yellow seed (from the present invention) and black seed (conventional type) of *Brassica napus*.

METHODS AND PROCEDURES

30

The complete procedure of the present invention is given stepwise in Steps I-VI.

Steps I-II (which are summarized in Figure 2) involve the generation of yellowish brown seeded *B. napus* plants carrying the transparent seed coat genes of Yellow Sarson (*B. campestris*) in its CC genome.

- 5 Step III (which is summarised in Figure 3) involves the resynthesis of the *B. napus* line carrying the transparent seed coat genes of Yellow Sarson (*B. campestris*) into its AA genome.

- 10 Step IV (which is also summarized in Figure 3) involves the development of the yellow seeded *B. napus* using the materials developed in Step I-II and Step III.

Step V involves the development of yellow-seeded *B. napus* of double low quality by crossing yellow-seeded lines with conventional *B. napus* varieties of double low quality.

- 15 Step VI involves the generation of hexaploids which supports the claim of the present invention.

Step I: Interspecific Cross

Yellow-seeded *B. carinata* x Yellow-seeded Yellow Sarson (*B. campestris*)

20

An interspecific cross between the yellow-seeded *B. carinata* (BBCC) line (Accession No. 381078) and the yellow-seeded Yellow Sarson (*B. campestris*) (AA) line of Bangladesh origin (Accession No. 3-0166.001) was carried out and trigonomic haploid plants (ABC) were generated (Figure 2).

25

Step II: Interspecific Cross

Trigonomic F₁ hybrid (ABC) x Black-seeded *B. napus* (AACC)

- 30 Trigonomic haploids (ABC) of Step I were crossed with black-seeded natural *B. napus* (Accession No. 1-9007) and the resultant three-way interspecific hybrids were selfed for a number of generations (Figure 2). These interspecific crosses were designed to ensure allosyndesis between the A- and the C-genome chromosomes in the trigonomic haploids

(ABC) and subsequent selfed generations would transfer the transparent seed coat gene from the A- to the C-genome.

Steps I-II resulted in the yellowish-brown seeded *B. napus* line No. 06.

5

Step III: Interspecific Cross to resynthesise *B. napus*

(Black-seeded *B. alboglabra* x Yellow-seeded Yellow Sarson (*B. campestris*))

10 An interspecific cross between black-seeded *B. alboglabra* (CC) (Accession No. 381053) and yellow-seeded Yellow Sarson (*B. campestris*) (AA) (Accession No. 381049) was carried out to resynthesise *B. napus* (AACC) (Figure 3). As the reciprocal crosses failed to produce any viable hybrid seeds *in vivo*, the application of an embryo rescue technique (described below) followed by *in vitro* culture was used to obtain hybrid plants.

15 Step III resulted in the black-seeded *B. napus* line No. 01.

Step IV: Generation of Yellow-seeded *B. napus*

(Yellowish-Brown-seeded *B. napus* (No. 06) x Black-seeded resynthesized *B. napus* (No. 01))

20

A conventional crossing were made between the lines No. 06 and No. 01 (Figure 3) and pedigree breeding was followed. In the F₆ generation, complete yellow seeded lines were obtained.

25 Step IV resulted in yellow-seeded *B. napus* lines 13-217 and 13-219.

Step V: Development of Yellow-seeded *B. napus* of double low quality

(zero erucic acid in seed oil and low glucosinolate(s) in seed meal)

30 In order to develop a yellow-seeded *B. napus* line of double low quality (zero-erucic acid and low glucosinolate(s)), yellow-seeded *B. napus* lines (13-217 and 13-219) were crossed with conventional *B. napus* varieties of double low quality such as Polo and Dakini. A

microspore culture technique (Lichter 1989) was applied on all resulting F₁ plants to generate doubled haploid (DH) lines. One zero erucic acid yellow-seeded DH line was crossed with the two (Polo and Dakini) conventional *B. napus* varieties of double low quality to develop yellow-seeded *B. napus* of double low quality. Pedigree breeding was followed for this purpose.

Step VI: Generation of trigenomic hexaploids

(Yellow-seeded *B. carinata* x yellow-seeded Yellow Sarson (*B. campestris*))

In order to assess the joint action of the transparent seed coat genes of *B. carinata* (BBCC) and Yellow Sarson *B. campestris* (AA) on seed coat pigmentation, fertile trigenomic hexaploids (AABBCC) were generated by chromosome doubling of trigenomic haploids (ABC) from {yellow-seeded *B. carinata* x yellow-seeded Yellow Sarson (*B. campestris*)} plants of Step I.

Embryo Rescue Technique

The steps for the embryo rescue technique were as follows:

- (i) the siliquae were harvested at the correct stage of development;
- (ii) the green embryos (survived embryos) were rescued and were cultured *in vitro*; and
- (iii) the survived embryos were sub-cultured for shoot regeneration.

In a particular detailed embodiment, *B. alboglabra* plants were cross pollinated with pollen from Yellow Sarson (*B. campestris*) and immature siliquae at 24 to 28 days after pollination were harvested, excised and the hybrid embryos were rescued using the following sterile and cell culture procedures. Excised siliquae were surface sterilised with 70% ethanol for three minutes followed by treatment with a 5% calcium hypochloride solution for 20 minutes. Siliquae were washed three times with sterile water and longitudinally dissected under a stereo microscope. The developed (fertilised) ovules were excised and obtainable embryos were rescued. These rescued embryos were cultured at 24°C in Murashige and Skoog's (1962) medium supplemented with 0.1 mg NAA and 0.1 mg Kinetin per litre of medium and under a continuous illumination of 800 lux. After 20-

30 days of culture, survived embryos were sub-cultured in the same medium for shoot induction.

Chromosome Doubling

5

(a) Chromosome doubling of *in vitro* culture regenerated shoots

The essential steps for the chromosome doubling technique were as follows:

- (i) the shoots were excised and were submerged in an aqueous solution of colchicine;
- 10 (ii) after treatment with colchicine, the shoots were washed with sterile water and the lower part of the stem was removed by cutting; and
- (iii) the shoots were transferred into rooting media.

In a particular detailed embodiment, chromosome doubled plants were obtained by
 15 treating regenerated shoots at 2-4 leaf stage (unfolded leaf) with an aqueous solution of 0.5% colchicine plus 2.5% DMSO (modified version of Gland (1981). Shoots were submerged in this solution up to the level of the meristem/shoot apex. After 16-20 hours, shoots were taken out, washed with sterile water for three times and the 3-5mm lower parts of the shoots were cut off. Shoots were then transferred into Murashige and Skoog's
 20 (1962) medium supplemented with 3 mg IBA per litre of medium for root induction and were placed under a continuous illumination of 800 lux.

(b) Chromosome doubling of plant branches *in vivo*

25 The essential steps for the chromosome doubling technique were as follows:

- (i) the leaf axils were injected with an aqueous solution of colchicine;
- (ii) repeat injection were administered in the same place at intervals.

In a particular detailed embodiment, chromosome doubled trigonomic hexaploid branches/shoots were obtained by injecting trigonomic haploids (ABC) with an aqueous
 30 solution of 0.5% colchicine plus 2.5% DMSO (modified version of Gland 1981). Specifically, 38 leaf axils from 19 plants were injected three times with the colchicine/DMSO solution at 24 hour intervals. The hexaploid nature of the branches was

confirmed by visual observation as well as by flow-cytometric analysis of nuclear DNA.

These branches produced fertile flowers, that is, they had viable pollen and on selfing produced viable seeds, in contrast to the flowers of the other branches (trigenomic haploid) which were sterile.

5 Flow Cytometric Analysis

Flow-cytometric analysis was carried out following the methods described by Galbraith *et al.* (1983) and Sabharwal and Dolezel (1993). For this purpose, nuclear DNA from seedlings raised from selfed seeds were used.

10 Isozyme Electrophoresis

Leaves (approximately 3 cm in size) from three-week-old plants were homogenised in 0.1M Tris-HCl buffer (pH 7.2) containing 0.5% DDT (1-4 Dithio-DL-threitol) and centrifuged at 20,000 rpm for 1.5 minutes after which the supernatants of the samples were adsorbed on 9 mm x 3 mm filter paper (Whatman No. 1). A horizontal starch gel (13% starch hydrolysed, Sigma S-4501) was prepared and the samples were applied to cover approximately 1/3 of the gel-width from the cathodal end of the gel. The gel and tray buffer systems were 5 mM L-Histidine-mono-hydrochloride (adjusted with NaOH to pH 7.0) and 0.4 M tri-sodium-citrate-di-hydrate 0.1 M citric acid, (pH 7.0) respectively. The electrophoresis was carried out for 3.5 hours at 200 V, 150 mA at 0°C to ensure an adequate separation of the enzymes. All subsequent staining procedures were carried out according to Murphy *et al.* (1990).

Erucic acid measurement

Erucic acid content in seed oil was measured by gas chromatographic analysis following the method described by Association of Official Analytical Chemists (1990). Typically, seed oil (triglyceride of fatty acids) was extracted from ground seeds with hexane and methylated by addition of methanol. The methylesters of fatty acids were analysed by gas chromatography using a HP5890 Series II instrument supplied with a FID detector and autosampler coupled with ChemStation HP3365. The column was a 50 m long and 0.32

mm wide WCOT fused silica (Chrompack) with a stationary of CP-sil-58CB. Helium was employed as carrier gas at a flow rate of 276 ml/min. An oven temperature of 205°C, an injection temperature of 250°C and a detection temperature of 270°C were used.

5

Seed Glucosinolate(s) (GLS) measurement

A quantitative measurement of total seed glucosinolate(s) (GLS) was carried out using the method described by Smith *et al.* (1985). A qualitative measurement of seed GLS levels, using the Glucose-Test method, was carried out as follows: Two hundred microlitres of distilled water was added to five crushed seeds and incubated at room temperature for ten minutes. A Medi-Test Glucose strip (manufactured by Macherey-Nagel) was inserted into the solution and the colour change which appeared after thirty to sixty seconds was rated on a scale of one to five.

15

Chemical fingerprinting of transparent seed coats compared to black seed coats of *B. napus*

Seed coats were analysed essentially according to the method of Andreassen *et al.* 1998 (Journal of the Science of Food and Agriculture, in press) for the extraction of soluble and insoluble esterbound phenolic acids. Seed coats of line 11A5156.082-K1217 (transparent seed coat) (Figure 6B) and the variety Miro (black seed coat) (Figure 6A) were prepared manually and further purified by a gravimetrically method employing a vertical air stream. The seed coats (100 mg) were homogenised using a mortar, added 100 ml 1.0 M NaOH and incubated at room temperature for 18 hours under N₂ in the dark. Then the pH of the hydrolisates was adjusted to below 2 with 1.0 M HCl, extracted 3 times with 40 ml ethylacetate. The combined ethylacetate fractions were evaporated under vacuum at room temperature and the dried residue was dissolved in 3.0 ml of 50% acetonitrile and 2.0% trifluoroacetic acid and filtered through a 0.45 µm nylon filter.

25
30

The extracts were analysed by HPLC (Hitachi, Merck) equipped with an analytical RP-18 LiChroCART250-4 (5 µm) column at 35°C using a gradient solvent system consisting of

solvent A (50% acetonitrile and 0.5% trifluoroacetic acid) and Solvent B (8% acetonitrile and 0.5% trifluoroacetic acid) with the following elution profile: 0-10 min: 100% B, 11-20 min: 90% B, 21-30 min: 85% B, 31-45 min: 80%, 46-50 min: 75% B, 51-65 min: 100% A and 66-80 min: 100% B. Flow rate: 1 ml/min. Injection volume: 50 µl.

5 Detection with a photodiodearray detector at 280 nm and 360 nm.

Image Analysis

Six different seed samples were used for this purpose:

10

<u>Sample number</u>	<u>Seed colour</u>
1	Black
2	Yellow
3	Yellow
15 4	Black
5	Yellow
6	Dark Brown

20

Image analysis was done with Agrovision Grain Check where reflection of red, green and blue colour light as well as total light reflection was measured. Data were analysed using multivariate analysis system, where only Principal Component analysis (PCA) was done.

RESULTS

25

Step I

Interspecific cross {*B. carinata* x Yellow Sarson (*B. campestris*)}

30

When the *B. carinata* line was used as the female in the interspecific cross, 3.28 hybrid seeds per pollination were obtained. The reciprocal cross yielded 5.15 seeds per pollination. Although the degree of interspecific crossability between these two species was adequate, a greater number of hybrids (approximately 66%) were obtained by the

application of an embryo rescue technique. Thus, the use of the embryo rescue technique for this purpose is a highly preferred feature of the present invention.

Morphology of the trigenomic (ABC) F₁ hybrid plants

5

The trigenomic F₁ hybrids were easily distinguished from their parental lines by their morphological characteristics. For example, the leaf hairiness, leaf base clasping and the yellow petal colour of the F₁ hybrids was comparable to the *B. carinata* line whereas the leaf margin dentation was comparable to that of Yellow Sarson (*B. campestris*). The
10 confirmation of these interspecific hybrids was carried out using the isozyme electrophoretic procedure as already described.

Step II

Crossability of the trigenomic F₁ hybrids (ABC) with *B. napus* (AACC)

15

Haploid genome composition of the trigenomic hybrids conferred very low fertility. On crossing with conventional *B. napus*, the hybrid plants produced approximately 0.025 hybrid seeds per pollination. Almost the same number of fertilised ovules were aborted before reaching to full maturity.

20

Fertility of the hybrids derived from the ABC x AACC interspecific cross

The pollen fertility of the hybrids, generated from crossing the trigenomic haploids (ABC) with natural *B. napus* (AACC), was only 16.6%. As a result, the manual selfing of
25 individual flowers, whereby pollen from fully developed flowers was placed on the stigma, was necessary to harvest a sufficient number of F₂ seeds. All harvested seeds had a black seed coat.

Selection for seed coat colour from the ABC x AACC (F₂ to F₇ generations)

30 Two hundred and seventy two F₂ plants were raised (Table 1). The pollen fertility in these plants varied from 0% to 79%. In order to avoid any cross-pollination, the floral raceme of all of the F₂ plants were isolated individually by parchment paper bags. One

hundred and six (39%) of the F₂ plants produced seeds using this bag isolation procedure.

Of these seed bearing F₂ plants, 97 had a black seed coat while 9 had a brown seed coat. One hundred and sixteen F₃ plants were raised from the 9 F₂ brown seed families of which 99 plants produced viable seeds under bag isolation. One single F₃ family (No. 0026.002) segregated for black, brown and light brown seed colour while the other 8 families produced only black/brown coloured seeds. The light brown coloured F₄ seeds produced on 2 F₃ plants were used for further selection but an improvement in seed coat colour, in terms of obtaining a yellowish brown seed, was only obtained from the progeny of 1 (No. 0026.092) of the 2 F₃ plants. The progeny of the yellowish brown coloured seed could not be completely stabilised in the following F₅ and F₆ generations. However, the yellowish-brown-seed coloured F₇ line (No. 06) was crossed with the resynthesised *B. napus* (resynthesised from *B. alboglabra* x Yellow Sarson (*B. campestris*) line (No. 01) with a view to developing a true breeding yellow-seeded *B. napus* plant.

Step III: Interspecific cross to resynthesise *B. napus*

(Black-seeded *B. alboglabra* x Yellow-seeded Yellow Sarson (*B. campestris*))

An interspecific cross between black-seeded *B. alboglabra* (CC) and yellow-seeded Yellow Sarson (*B. campestris*) (AA) was carried out to resynthesise *B. napus* (AACC) (Figure 3). As the reciprocal crosses failed to produce any viable hybrid seeds *in vivo*, an embryo rescue technique (described above) was applied followed by *in vitro* culture. Thus, the use of the embryo rescue technique for the resynthesis of *B. napus* is regarded as an essential technical feature of the present invention. For this purpose, *B. alboglabra* was cross pollinated with Yellow Sarson (*B. campestris*) and approximately 0.45 embryos per cross pollinated siliquae were rescued of which 40% survived under *in vitro* culture conditions and gave rise to amphihaploid (AC) plantlets. The plantlets were treated with aqueous solution containing 0.2% colchicine plus 2.5% DMSO for doubling chromosomes. The chromosome doubled resynthesized *B. napus* was self-compatible in nature and had the white petal characteristic of the *B. alboglabra* line and on selfing produced black coated seeds.

Step IV: Generation of completely yellow-seeded *B. Napus*

(Yellowish-brown-seeded *B. napus* (No. 06) x Black-seeded resynthesized *B. napus* (No. 01))

A conventional crossing were made between the lines No.06 and No.01. The low
5 (approximately 10 seeds) yield of seeds per pollination (Table 2) was expected as both of the parental lines were developed through the interspecific crosses already described.

Of the selfed seeds of 259 F₂ plants, which were visually examined for colour (Table 3),
199 (76.8%) produced black/brown coat coloured seeds, 51 (19.7%) produced partly-
10 yellow coloured seeds and 9 (3.5%) produced yellow-brown coloured seeds. F₃ families were generated from the selfed seeds of all the 9 yellow-brown seeded F₂ plants. Of the 9 F₃ families, 4 families segregated for black/brown and partly yellow seeds in a proportion of 19:41, 4 families segregated for black/brown, partly-yellow and yellow-brown seeds in a proportion of 19:48:62 and 1 F₃ family segregated for partly-yellow, yellow-brown and
15 nearly yellow seeds in a proportion of 9:18:1. Thus, 1 nearly yellow-seeded F₃ plant was obtained from a total of 217 F₃ plants from 9 families. Selfed seeds of the single nearly yellow-seeded and selected 8 yellow-brown seeded F₃ plants were used to grow F₄ families. No yellow-seeded plant was found in the F₄ families which were generated from the yellow-brown seeded F₃ plants. On the other hand, the F₄ family generated from the
20 nearly yellow-seeded F₃ plant segregated again for partly-yellow, yellow-brown and yellow seeds. The proportion of yellow seeded plants (40.9%) in this generation was significantly higher than that obtained in the F₃ generation. The F₅ and F₆ generation families were grown only from the selected yellow-seeded plants. Segregation for yellow-brown and yellow seed colour continued with dominance of the yellow-seeded plants in
25 each successive generation. All of the seeds obtained in the F₇ generation had a consistent and stable yellow colour.

Because the yellow-seeded lines thus developed are derived from a series of interspecific crosses, a low fertility in these plants could be expected. Selection for improved fertility
30 was performed along with selection for a consistent and stable yellow seed colour as follows: The yellow-seeded F₄ to F₉ generation plants were crossed with natural *B. napus*

using the yellow-seeded plants as the female. The extent of crossability was increased in each successive generation from 3 seeds per pollination in the F₄ generation almost 7 seeds per pollination in the F₉ generation (Table 4).

5 The seed oil and seed meal of the yellow-seeded *B. napus* obtained in the present case contained an intermediate level of erucic fatty acid (26 - 28%) and a high level of glucosinolate(s) (>40µmol/g seed), respectively. Such two lines (13-217 and 13-219) were crossed with conventional oilseed rape *B. napus* of double low quality in order to develop yellow seeded oilseed rape *B. napus* of double low quality. The above-mentioned
10 two yellow-seeded *B. napus* lines had white petal, apparently derived from the C-genome of *B. alboglabra*.

Step V: Development of yellow-seeded oilseed rape *B. napus* of double low quality (zero erucic acid in oil and low glucosinolate(s) in seed meal)

15 F₁ hybrids from crosses between yellow seeded lines (13-217 and 13-219) and conventional *B. napus* of double low quality such as cultivars Polo and Dakini were used to produce doubled haploid (DH) plants/lines. Two hundred and eighty seven DH plants/lines were generated from four crosses (Table 5).

Inheritance of seed coat colour in doubled haploid (DH) population

The following segregation pattern for seed colour was found in 287 DH lines (Table 5): 195 DH lines had black/dark-brown-seed colour; 34 were reddish-brown, 27 were partly-
25 yellow, 14 were yellow-brown and 17 yellow-seeded. When the data from the black/dark brown, reddish brown, partly yellow and yellow-brown seed coloured DH lines were pooled into one class, a 270:17 distribution pattern was obtained which fits in well with a 15:1 segregation pattern for four gene loci. In contrast, when the data from the black/dark brown, reddish brown and partly yellow seed coloured DH lines were pooled into one
30 class and the data from the yellow-brown and yellow seed coloured DH lines were pooled into a second class, a distribution pattern of 256:31 which fits with a 7:1 segregation pattern for three gene pairs was obtained. It would only be logical to pool the data from

the latter two classes (yellow and yellow-brown classes) if the parental yellow-seeded lines used in the crosses would in any instance produce yellow-brown seeds. Selfing 30 plants of these two parental yellow-seed coloured lines grown in the field indicated an instability for seed coat colour in 30% of the plants examined. However, such instability was not found when the plants were grown in glasshouse. Although the chi-square values obtained were not significant for both the four and the three-gene loci model, a better fit to the segregation ratio (in terms of chi-square and p-values) was found with a four-gene loci model indicating that the transparent seed coat colour for yellow seed is due to a homozygous recessive condition in all four loci. As the seed coat colour in *B. campestris* is governed by two loci and the transparent seed coat colour (yellow seed) is due to homozygous recessive condition in both loci (Stringam 1980, Schwetka 1982), the results suggest that a four gene model for the transparent seed coat colour in *B. napus* is the most appropriate to consider.

15 **Inheritance of petal colour and erucic acid content in doubled haploid (DH) lines**

A total of 61 doubled haploid lines from four crosses were examined for petal colour and erucic acid content (Table 6). Twenty six (26) lines had a yellow petal colour and thirty five (35) lines had a white petal colour. This 26:35 distribution ratio agrees with a 1:1 Mendelian segregation pattern ($X^2=1.05$, $p=0.5-0.3$). Seeds of 27 DH lines were almost free from erucic acid (range of 0.04 - 3.1%, mean of 0.4%) while 34 lines had an erucic acid content ranging from 15.8-33.4% (mean of 22.7%). This 27:34 distribution ratio is in accordance with a 1:1 Mendelian segregation ($X^2=0.59$, $p=0.5-0.3$) indicating that a single pair of functional alleles for erucic acid content was present in the two yellow-seeded lines. All of the white petal flowered lines were associated with the presence of erucic acid, except for two lines (0.5 and 3.1% erucic acid) which were almost free from erucic acid. Similarly, all yellow-flowered lines were associated with the absence of erucic acid, except for one line which contained 25.3% erucic acid. These results suggests that the gene locus controlling the petal colour and the locus controlling erucic acid content in the C-genome are located on the same chromosome but that recombination between these two loci can sometimes occur, which in present case, was in 4.9% of the DH lines.

Inheritance of total glucosinolate(s) (GLS) content in doubled haploid (DH) lines

Using the method of Smith *et al* (1985), seeds of a total of 202 DH lines from the four crosses were examined for GLS content (Table 7). Seeds from 7 lines had less than 20 μmol GLS per g seed while seeds from the remaining 195 lines had greater than 20 μmol GLS per g seed. This 7:195 distribution clearly agrees with the 1:15 segregation pattern for four gene loci. The segregation pattern in each individual cross did not depart significantly from the overall pattern.

From the above mentioned doubled haploid breeding programme, it was possible to obtain a yellow seed coloured *B. napus* line (154.004) whose seed is free from erucic fatty acid and whose seed meal contained a high level of GLS. In order to lower the seed GLS level of the yellow-seeded *B. napus*, the DH line (154.004) was crossed with conventional oilseed rape of double low quality such as Polo and Dakini. F_2 populations were raised in field plots. Seeds of a total of 144,914 open pollinated F_2 plants were examined for seed coat colour from which open pollinated seeds of 640 plants were harvested as being yellow-seeded or nearly yellow seeded.

The Glucose-Test method was applied for qualitative measurement of GLS content in seeds of these 640 yellow-seeded plants. Using the Glucose Test results, seeds of 507 plants which displayed a very high test score (3-5), were deemed as having a high GLS level and were discarded. A quantitative GLS measurement was carried out on the seeds from the remaining 133 plants that had a test score of 2. Seeds from 12 plants, having relatively low GLS content (25-40 $\mu\text{mol/g}$ seed), were used to develop F_3 generation plants. A total of 600 F_3 plants were grown, selfed and examined for seed colour. Two hundred eighty seven plants produced yellow or yellow-brown or partly-yellow coloured seeds while the remaining 313 plants produced brown or black coloured seeds. The Glucose-Test was carried out on seeds from the above-mentioned 287 plants from which 87 yellow, 24 yellow-brown and 23 partly-yellow seed coloured families were selected for developing F_4 generation plants. Of the 87 F_4 families descended from the yellow-seed coloured F_3 plants, 40 families were stable for yellow seed colour, while 47 F_4 families again segregated for yellow and yellow-brown seed colour. As expected, segregation for

seed colour was also observed in the progenies of 24 yellow-brown- and 23 partly-yellow-seed coloured F₃ plants. Selfed seeds from a total of 402 F₄ plants were examined for seed colour and 114 were discarded due to brown seed. Quantitative measurement of GLS was carried out on selfed seeds from the remaining 288 F₄ plants (yellow + yellow-brown + partly-yellow seed). Seeds from five plants were shown to have a GLS level less than 20 µmol/g seed and were yellow in colour.

These results indicate that yellow-seed *B. napus* may be developed for commercialisation with varying levels of seed oil and seed meal quality such as: (i) zero erucic acid and low glucosinolate(s), (ii) zero erucic acid and high glucosinolate(s), (iii) high erucic acid and low glucosinolate(s), (iv) high erucic and high glucosinolate(s).

Step VI: Synthesis of the trigenomic hexaploid (AABBCC) from the *B. carinata* x Yellow Sarson (*B. campestris*) interspecific cross and its seed coat colour

Trigenomic hexaploids were obtained by injecting trigenomic haploids (ABC) with an aqueous solution of 2.5% DMSO plus 0.2% colchicine which induces chromosome doubling (Figure 2). The 38 leaf axils from 19 plants which were injected with the colchicine/DMSO solution yielded 18% fertile trigenomic hexaploid shoots (branches) which produced 5.4 to 35.0% viable pollen and were self-compatible. Using manual selfing, an approximately 93% silique set was obtained and the number of viable seeds harvested per selfing was 3.27. All selfed seeds were uniform brown in colour. The next generation of plants were grown from selfed seeds and the hexaploid nature of the plants were confirmed by flow-cytometric analysis of nuclear DNA. Selfed seeds produced on these plants were also brown.

Chemical fingerprinting of transparent seed coats compared to black seed coats of *B. napus*

In order to establish whether the transparent appearance of the seed coats is due to a reduction of the concentration of chromogenic substances compared to black seed coats,

chemical fingerprinting on HPLC of alkaline seed coat hydrolysates were conducted (Figures 4-5).

The chromatogrammes showed that some light absorbing substances were present in much lower quantities in transparent seed coats compared to black seed coats. For example, a substance eluting with a retention time of 7.50-7.53 min was present in a 35-fold lower concentration in the transparent seed coats than in the black seed coats, measured at 280 nm (Figures 4A-5A). On average, the transparent seed coats contained 4.6-fold lower concentrations of substances absorbing at 280 nm.

Similar data were obtained by measuring the absorbance at 360 nm simultaneously (Figures 4B-5B). For example, two compounds eluting at 17.04-17.11 and 26.78-26.82 min were found in about 8-fold lower concentrations in the transparent seed coats compared to the black seed coats, respectively. As these two compounds displayed significant absorption at both 280 nm and 360 nm, it is possible that they are flavonoids as the group of substances with this characteristic absorption are often associated with colorization of plant tissues and are preferentially extracted by the employed analytical method (Norbaek *et al.* 1998. Phytochemistry, in press).

Image Analysis

PCA-plot of Agrovision colour data on the 6 seed samples is shown in Figure 7, where the first principal component (x-axis) is for colour intensity which explained 91% of the recorded total variation among the 6 seed samples. The present data clearly distinguish the yellow seeds samples (No. 2, 3 and 5) from the remaining black (No. 1 and 4) and brown (No. 6) seeds samples. Within the dark seed samples slight variation was found while no variation exists between the three yellow seed samples.

Oil, protein and fibre content in yellow-seeded *B. napus*

Materials and Methods

Two yellow-seeded F₇ lines, 13-217 and 13-219, were crossed with two black-seeded spring type *B. napus* cvs. 'Polo' and 'Dakini'. Microspore culture technique (Lichter 1989) was applied for production of DH lines from F₁ plants. Bulk seed samples of black, brown and yellow coloured seeds were prepared using a small amount of seeds from these three seed colour type DH lines and were used for measurement of oil, protein and fibre content. Oil and protein content was measured by near infrared reflectance, using a suitably calibrated InfraAlyzer2000 (Bran + Luebbe) and fibre content was measured following the method described by Stringam et al. (1974).

Results

Oil, protein and fibre data from bulk seed samples of black-, brown- and yellow-seeded DH lines are presented in Table 8. The yellow seed sample had higher oil + protein contents

Table 8: Oil, protein and fibre content (in bracket, relative values) in different coloured bulk seed samples of doubled haploid lines from yellow-seeded x black-seeded *B. napus* cross.

Seed colour	Oil + protein % seed DM*	Fibre % seed	Fibre % oil-free meal
Black seed	68.2 (100)	8.6 (100)	13.6 (100)
Brown seed	69.8 (102)	5.9 (69)	9.6 (71)
Yellow seed	70.4 (103)	3.9 (45)	6.1 (45)

*DM = dry matter

than its black-seeded counterpart. Oil and protein content are negatively correlated to each other (Grami et al. 1977, Bengtsson 1985). This indicates that oil or protein or both oil and protein content in yellow-seeded *B. napus* can be increased to a level higher than

black-seeded types through further breeding. Fibre content in yellow seed as well as in oil-free meal from yellow seed was reduced by about 55% compared to black seed or oil-free meal from black seed.

5 DISCUSSION

Source of the transparent seed coat gene in the CC genome of yellow-seeded *B. napus* derived from the No. 06 x No. 01 cross

- 10 The seed coat colour of the parent *B. napus* line No. 01 (AACC) which was resynthesized from the black-seeded *B. alboglabra* (CC) x Yellow Sarson (*B. campestris*) (AA) cross is completely black. This line carries the transparent seed coat gene in its AA genome and lacks the transparent seed coat gene in its CC genome. Thus, the generation of a completely yellow-seeded *B. napus* from a No. 06 x No. 01 cross is not possible without a
15 transparent seed coat gene in the CC genome of the No. 06 line.

- The transparent seed coat gene in the CC genome of the *B. napus* line No. 06 is the transparent seed coat gene of Yellow Sarson (*B. campestris*) which has been transferred through allosyndesis between the A- and the C-genome chromosomes during
20 development of the line No. 06 from the interspecific cross.

- The possibility that the transparent seed coat gene in the CC genome of the No.06 was directly derived from the *B. carinata* (BBCC) line was eliminated by the demonstration that the synthesis of trigenomic hexaploids (AABBCC) from the yellow-seeded *B. carinata* x Yellow Sarson (*B. campestris*) crosses failed to produce a transparent seed coat
25 colour, that is, yellow seeds.

- Furthermore, from a separate study, the partly yellow-seeded CC-genomic species, *B. alboglabra* was resynthesised from the {(yellow-seeded *B. carinata* x black-seeded *B. alboglabra*) x black-seeded *B. alboglabra*} cross. Using this partly yellow-seeded *B. alboglabra* (CC) and yellow-seeded *B. campestris* Yellow Sarson (AA), *B. napus* (AACC) was resynthesised. The resynthesised *B. napus* was completely black-seeded. A
30

similar approach by Chen (Chen *et al* 1988; Chen and Heneen 1992) failed to produce any yellow-seeded *B. napus*.

These results clearly demonstrate that: (i) the parent, F₇ generation, yellowish brown-seeded *B.napus* line (No.06), developed from the {{*B. carinata* x Yellow Sarson (*B.campestris*)} x *B. napus*} cross carries the gene for transparent seed coat colour of Yellow Sarson (*B. campestris*) in its CC genome and (ii) the transparent seed coat gene of *B. carinata* in combination with the transparent seed coat gene of Yellow Sarson (*B. campestris*) fails to produce yellow-seeded *B. napus*.

SUMMATION

The present invention therefore provides transformed plants comprising a transparent seed coat gene.

In a preferred aspect the present invention describes the development of stable and consistent transparent-seed coat coloured i.e. yellow-seeded oilseed rape *B. napus* from interspecific crosses. In this respect, the transparent seed coat gene of the AA genome of Yellow Sarson (*B. campestris*) were transferred into the CC genome of *B napus* through allosyndesis between the A- and the C-genome chromosomes. The resultant *B napus* AACC genome, carrying the transparent seed coat gene of Yellow Sarson (*B. campestris*), yielded a consistent and stable yellow seed coloured *B. napus* plant line.

As will be apparent - particularly from the teachings of the Examples - the application of the present invention is not technically confined to a single plant variety.

All publications and patents mentioned in the above specification are herein incorporated by reference. Various modifications and variations of the described aspects of the invention will be apparent to those skilled in the art without departing from the scope and spirit of the invention. Although the invention has been described in connection with specific preferred embodiments, it should be understood that the invention as claimed should not be unduly limited to such specific embodiments. Indeed, various

modifications of the described modes for carrying out the invention which are obvious to those skilled in plant biology and/or plant biotechnology and/or plant molecular biology and/or related fields are intended to be within the scope of the following claims.

TABLES

Table 1. Selection for yellow-seeded *B. napus* from interspecific cross derived trigenomic haploids (ABC) x *B. napus* (AACC) cross

Parentage	Mother	Plant	Examined Generation	Number plants grown	Per cent plants producing seeds	Number of plants for seed colour		
						Black	Brown	Light brown
(Cari x Cam) x Nap	F ₁	Black	F ₂	272	39.0	97	9	-
(Cari x Cam) x Nap	F ₂	Brown	F ₃	116	85.3	82	15	2
(Cari x Cam) x Nap	F ₃	Light brown	F ₄	50	82.0	-	7	28
(Cari x Cam) x Nap	F ₄	Yellowish brown	F ₅	20	70.0	-	-	4
(Cari x Cam) x Nap	F ₅	Yellowish brown	F ₆	40	92.5	-	10	12
(Cari x Cam) x Nap	F ₆	Yellowish brown	F ₇	20	100	-	-	7
								13

Cari = *B. carinata* (Yellow Seed), 381078,
 Cam = *B. campestris* Yellow Sarson (Yellow Seed), 3-0166.001,
 Nap = *B. napus* (Black Seed), 1-9007

Table 2. Crossability between interspecific cross derived resynthesized *B. napus* lines No.06 and No.01 and natural *B. napus* cv. Jaguar.

Cross	Number pollination	Number seeds per pollination
No.06 x No.01	17	9.4
No.01 x No.06	10	10.3
No.06 x Jaguar	28	16.9
Jaguar x No.06	10	26.1
No.01 x Jaguar	15	9.8
Jaguar x No.01	31	18.5

Table 3. Selection for yellow seed in the progenies generated from crossing two resynthesized *B. napus* lines, No.06 x No.01.

Mother plant		Examined plant generation	Number families grown	Total number plants	Black/brown seed		Partly yellow seed		Yellow brown seed		Yellow seed	
Generation	Seed colour				No.	%	No.	%	No.	%	No.	%
F1	-	F2	-	259	199	76.8	51	19.7	9	3.5	-	-
F2	Yellow brown	F3	9	217	38	17.5	98	45.2	80	36.9	1	0.5
F3	Yellow	F4	1	22	-	-	1	4.5	12	54.5	9	40.9
	Yellow	F4	8	103	17	16.5	63	61.2	23	22.3	-	-
	brown											
F4	Yellow	F5	4	55	-	-	-	-	12	21.8	43	78.2
F5	Yellow	F6	14	122	-	-	-	-	5	4.1	117	95.9
F6	Yellow	F7	2	25	-	-	-	-	-	-	25	100.0

Table 4. Crossability of yellow seeded *B. napus* as female with natural *B. napus*.

Generation of yellow seeded family crossed	Number yellow seeded family used	Number pollinations	Number seeds per pollination
F4	1	30	3.0
F6	6	208	4.4
F7	2	55	4.8
F8	2	70	6.8
F9	3	55	6.9

Table 5. Segregation for seed colour in doubled haploid (DH) lines from cross between yellow-seeded *B. napus* (13-217 and 13-219) and black-seeded natural *B. napus* (Polo and Dakini).

Cross	Total DH lines	Black/dark brown seed	Reddish brown seed	Partly yellow seed	Yellow brown seed	Yellow seed	Segregation 15:1 ^a			Segregation 7:1 ^b		
							X ²	p	X ²	p	X ²	p
Polo x 13-217	75	52	8	8	3	4	0.008	0.9-0.95	0.43	0.5-0.7		
Dakini x 13-217	70	43	13	7	4	3	0.19	0.5-0.7	0.20	0.5-0.7		
Polo x 13-219	75	52	5	7	4	7	0.75	0.3-0.5	0.15	0.5-0.7		
Dakini x 13-219	67	48	8	5	3	3	0.12	0.7-0.9	0.48	0.3-0.5		
Total	287	195	34	27	14	17	0.01	0.9-0.95	0.61	0.3-0.5		

^aSegregation tested after pooling data of black/dark brown, reddish brown, partly yellow and yellow-brown seed into one class and yellow seed into the other class

^bSegregation tested after pooling data of black/dark brown, reddish brown and partly yellow seed into one class, and yellow-brown and yellow seed into the other class

Table 6. Segregation for petal colour and erucic acid ($C_{22:1}$) content in doubled haploid (DH) lines from cross between yellow-seeded *B. napus* (13-217 and 13-219) and natural *B. napus*(Polo and Dakini).

	Yellow petal		White petal	
	- $C_{22:1}$	+ $C_{22:1}$	- $C_{22:1}$	+ $C_{22:1}$
Polo x 13-217	3	-	-	7
Dakini x 13-217	10	-	1	16
Polo x 13-219	8	-	1	3
Dakini x 13-219	4	1	-	7
Total	25	1	2	33

The absence (3.1% or less) and presence (15.8-33.4%) of erucic acid content is indicated by (-) and (+) signs respectively.

Table 7. Segregation for glucosinolate(s) (GLS) ($\mu\text{mol/g}$ seed) content in doubled haploid lines from cross between yellow-seeded *B. napus* (13-217 and 13-219) and natural *B. napus*(Polo and Dakini).

Cross	<20		>20		Segregation, 1:15	
	μmol GLS	μmol GLS	μmol GLS	μmol GLS	χ^2	p
Polo x 13-217	3	51	51	0.005	0.9-0.95	
Dakini x 13-217	2	55	55	0.34	0.5-0.7	
Polo x 13-219	1	44	44	0.65	0.3-0.5	
Dakini x 13-219	1	45	45	0.70	0.3-0.5	
Total	7	195	195	2.22	0.1-0.2	

REFERENCES

- Anjou K, Lönnerdal B, Uppström B, Åman P. 1977. Composition of seeds from some *Brassica* cultivars. Swedish J. Agric. Res. 7:169-178.
- 5 Association of Official Analytical Chemists, 1990. Official methods of analysis of the Association of Official Analytical Chemists (ed. K. Helrich), 15th edition, Volume 2, Published by Association of Official Analytical Chemists, Virginia, USA.
- 10 Attia T, Busso C, Röbbelen G. 1987. Digenomic triploids for an assessment of chromosome relationships in the cultivated diploid *Brassica* species. Genome 29:326-330.
- 15 Attia T, Röbbelen G. 1986. Cytogenetic relationship within cultivated *Brassica* analyzed in amphihaploids from the three diploid ancestors. Can J Genet Cytol 28:323-329.
- Barcikowska B, Zwierzykowska E, Balicka M. 1987. On the way to yellow-seeded *Brassica napus* L. - Hybrids of *B. campestris* x *B. oleracea* and *B. oleracea* x *B. carinata* yellow seeded. Proc. 7th Int. Rapeseed Congr., Poland 2, 492-495.
- 20 Bell JM, Shires A. 1982. Composition and digestibility by pigs of hull fractions from rapeseed cultivars with yellow or brown seed coats. Can. J. Anim. Sci. 62:557-565.
- 25 Bengtsson, L., 1985: Improvement of rapeseed meal quality through breeding for high protein content. A Ph.D. Thesis. The Swedish University of Agricultural Sciences, Department of Crop Genetics and Breeding, Svalöv, Sweden.
- 30 Busso C, Attia T, Röbbelen G. 1987. Trigenomic combinations for the analysis of meiotic control in the cultivated *Brassica* species. Genome 29:331-333.
- Chen BY, Heneen WK. 1992. Inheritance of seed colour in *Brassica campestris* L. and breeding for yellow-seeded *B. napus* L. Euphytica 59:157-163.

- Chen BY, Heneen WK, Jönsson R. 1988. Resynthesis of *Brassica napus* L. through interspecific hybridization between *B. alboglabra* Bailey and *B. campestris* L. with special emphasis on seed colour. *Plant Breed.* 101:52-59.
- 5 Daun JK, DeClercq DR. 1988. Quality of yellow and dark seeds in *Brassica campestris* canola varieties Candle and Tobin. *JAOCS* 65:122-126.
- Galbraith DW, Harkins KR, Maddox JM, Ayres NM, Sharma DP, Firoozabady E. 1983. Rapid flow cytometric analysis of the cell cycle in intact plant tissues. *Science* 220:1049-1051.
- 10 Gland A. 1981. Doubling chromosomes in interspecific hybrids by colchicine treatment. *Eucarpia Cruciferae Newsletter* 6:20-22.
- 15 Grami, B., R.J. Baker, and B.R. Stefansson, 1977: Genetics of protein and oil content in summer rape: heritability, number of effective factors, and correlations. *Can. J. Plant Sci.* 57, 937-943.
- Hu X-J. 1988. Studies on the relationship between seedcoat colour and pigment content in different types of rapeseed cultivars. *Cruciferae Newsletter* 13:44-45.
- 20 Leung J, Fenton TW, Mueller MM, Clandinin DR. 1979. Condens tannins of rapeseed meal. *J. Food Sci.* 44:1313-1316.
- 25 Lichter R. 1989. Efficient yields of embryoids by culture of isolated microspores of different *Brassicaceae* species. *Plant Breed* 103:119-123.
- Liu H-L. 1983. Studies on the breeding of yellow seeded *Brassica napus*. *Proc. 6th Int. Rapeseed Conf., Paris.* pp. 637-641.

- Liu H-L, Gao Y-T. 1987. Some fundamental problems conducted from the studies on the breeding of yellow-seeded *Brassica napus* L. Proc. 7th Int. Rapeseed Congr., Poznan, Poland. pp. 476-480.
- 5 Murashige I, Skoog, F. 1962. A revised medium for rapid growth and bioassays with tobacco tissue cultures. *Physiol Plant* 15:473-497.
- Murphy RW, Sites Jr. JW, Buth DG, Haufler CH. 1990. Isozyme electrophoresis. In: Hillis DM and Moritz C (eds): *Molecular systematics*, pp. 45-126. Sinaur Associates, Sunderland, USA.
- 10 Rashid A, Rakow G, Downey RK. 1994. Development of yellow seeded *Brassica napus* through interspecific crosses. *Plant Breed.* 112:127-134.
- 15 Sabharwal PS, Dolezel J. 1993. Interspecific hybridization in *Brassica*: Application of flow cytometry for analysis of ploidy and genome composition in hybrid plants. *Biologia Plantarum* 35:169-177.
- Schwetka A. 1982. Inheritance of seed colour in turnip rape (*Brassica campestris* L.). *Theor. Appl. Genet.* 62:161-169.
- 20 Shirzadegan M, Röbbelen G. 1985. Influence of seed colour and hull proportion on quality properties of seeds in *Brassica napus* L. *Fette Seifen Anstrichmittel* 87:235-237.
- 25 Simbaya, J., Slominski, BA, Rakow, G, Campbell, LD, Downey, RK, Bell JM 1995. Quality characteristics of yellow-seeded *Brassica* seed meals: Protein, carbohydrates and dietary fiber components. *J. Agric. Food Chem.* 43: 2062-2066.
- 30 Slominski BA, Campbell LD, Guenter W. 1994. Carbohydrates and dietary fiber components of yellow-seeded and brown-seeded canola. *J. Agric. Food Chem.* 42:704-707.

- Stringam, G.R., D.I. McGregor, and S.H. Pawlowski, 1974: Chemical and morphological characteristics associated with seedcoat color in rapeseed. Proc. 4th Int. Rapeseed Conf., Giessen, Germany, 99-108.
- 5 Smith DB, Parsons DG, Starr C. 1985. A simple and rapid method of quantitatively measuring the glucosinolate(s) concentration of rapeseed. J. agric Sci., Camb. 105:597-603.
- Stringam GR 1980. Inheritance of seed color in turnip rape. Can. J. Plant Sci., 60, 331-10 335.
- Stringam GR, McGregor DI, Pawlowski SH. 1974. Chemical and morphological characteristics associated with seedcoat color in rapeseed. Proc. 4th Int. Rapeseed Conf., Giessen, Germany. pp.99-108.
- 15 Tang ZL, Li JN, Zhang XK, Chen L, Wang R. 1997. Genetic variation of yellow-seeded rapeseed lines (*Brassica napus* L.) from different genetic sources. Plant Breed 116:471-474.
- 20 Theander O, Åman P, Miksche GE, Yasuda S. 1977. Carbohydrates, polyphenol, and lignin in seed hulls of different colors from turnip rapeseed. J. Agric. Food Chem. 25:270-273.
- Van Deynze AE, Beversdorf WD, Pauls KP. 1993. Temperature effects on seed color in 25 black- and yellow-seeded rapeseed. Can. J. Plant Sci. 73:383-387.
- Van Deynze A, Pauls KP. 1994. The inheritance of seed colour and vernalization requirement in *Brassica napus* using doubled haploid populations. Euphytica 74:77-83.
- 30 Vaughan JG. 1970. Cruciferae. In: JG Vaugan (ed) The structure and utilization of oilseeds. Chapman and Hall, London, UK. pp. 49-62.

- 5

CLAIMS

1. A transformed CC genome comprising an exogenous transparent seed coat gene obtained from an AA genome.
- 5
2. A transformed CC genome according to claim 1 wherein the AA genome is an AA genome obtained from any one of *Brassica campestris*, *Brassica napus* and *Brassica juncea*, preferably from *Brassica campestris*.
- 10
3. A transformed CC genome according to claim 1 or claim 2 wherein the transformed CC genome is a transformed *Brassica napus* CC genome.
4. A transformed plant, plant cell or plant tissue comprising an exogenous transparent seed coat gene.
- 15
5. A transformed plant, plant cell or plant tissue comprising an exogenous transparent seed coat gene obtained from an AA genome.
6. A transformed plant, plant cell or plant tissue according to claim 5 wherein the AA genome is obtained from any one of *Brassica campestris*, *Brassica napus* and *Brassica juncea*, preferably from *Brassica campestris*.
- 20
7. A transformed plant, plant cell or plant tissue according to any one of claims 4-6 wherein the transformed plant, plant cell or plant tissue is a transformed *Brassica* plant, plant cell or plant tissue.
- 25
8. A transformed plant, plant cell or plant tissue according to claim 7 wherein the transformed plant, plant cell or plant tissue is a transformed *Brassica napus* plant, plant cell or plant tissue.
- 30
9. A transformed plant, plant cell or plant tissue according to any one of claims 4-8 wherein the transformed plant, plant cell or plant tissue is capable of yielding seeds with a

transparent seed coat or is capable of yielding plants having seeds with a transparent seed coat.

10. A transformed plant according to any one of claims 4-9 wherein the transformed
5 plant is non-sterile.

11. A yellow seed comprising a transparent seed coat gene as defined in claim 1 or claim 2 and preferably any one combination of:

- (i) zero erucic acid or a low level of erucic acid or a medium level of erucic acid or a
10 high level of erucic acid; and
- (ii) zero glucosinolate(s) or a low level of glucosinolate(s) or a medium level of glucosinolate(s) or a high level of glucosinolate(s).

12. A yellow seed according to claim 11 wherein the seed is a transformed *Brassica*
15 *napus* yellow seed having a low level of erucic fatty acid and a low level of glucosinolate(s).

13. A yellow seed according to claim 11 wherein the yellow seed is a transformed *Brassica napus* yellow seed having a medium level of erucic fatty acid and a high level of
20 glucosinolate(s).

14. A yellow seed according to any one of claims 11-13 wherein the seed has an increased level of seed oil and protein compared to the seed oil and protein level in a black seed or a brown seed.

25 15. A yellow seed according to any one of claims 11-14 wherein the yellow seed has an oil and protein content of at least about 70% seed dry matter.

30 16. A yellow seed according to any one of claims 11-14 wherein the seed has a decreased level of seed fibre compared to the seed fibre level in a black seed or a brown seed.

17. A yellow seed according to claim 16 wherein the seed has a fibre content of not more than about 8% oil free meal.
18. Use of a yellow seed according to any one of claims 11-17 to prepare a seed oil or a seed meal.
19. A seed oil or a seed meal produced from the yellow seeds according to any one of claims 11-17.
20. A method for increasing the levels of seed oil and protein and reducing the levels of fibre in a seed wherein the method comprises: transferring the transparent seed coat gene of an AA genome of a first *Brassica* plant, plant tissue or plant cell into a CC genome of a second *Brassica* plant, plant tissue or plant cell.
21. A method according to claim 20 wherein the AA genome is obtained from any one of *Brassica campestris*, *Brassica napus* and *Brassica juncea*, preferably from *Brassica campestris*.
22. A method according to claim 20 or claim 21 wherein the CC genome is a *Brassica napus* CC genome.
23. A method according to any one of claims 20-22 wherein the seed has an increased level of seed oil and protein compared to the seed oil and protein level in a black or a brown seed.
24. A method according to any one of claims 20-23 wherein the seed has an oil and protein content of at least about 70% seed dry matter.
25. A method according to any one of claims 20-24 wherein the seed has a decreased level of seed fibre compared to the seed fibre level in a black or a brown seed.

26. A method according to any one of claims 20-25 wherein the seed has a fibre content of not more than about 8 % oil free meal.
27. A transformed *Brassica napus* plant capable of yielding seeds with a transparent seed coat.
28. A seed oil or a seed meal comprising an oil and protein content of at least about 70% seed dry matter and a fibre content of not more than about 8 % oil free meal.
29. Use of an AA genome as a vector for delivery of one or more genes of interest to a heterologous genome.
30. Use according to claim 29 wherein the AA genome is obtained from any one of *Brassica campestris*, *Brassica napus* and *Brassica juncea*, preferably from *Brassica campestris*.
31. Use according to claim 29 or claim 30 wherein the CC genome is a *Brassica napus* CC genome.
32. A transparent seed coat encoded by a transparent seed coat gene obtainable from NCIMB 40991 and/or NCIMB 40992.
33. A transparent seed coat.
34. A transformed *Brassica* genome comprising an exogenous transparent seed coat gene.
34. A transformed *Brassica napus* plant wherein the *Brassica napus* comprises a transparent seed coat gene obtained from the AA genome of *Brassica* as described herein and with reference to the accompanying Figures.

ABSTRACT**ORGANISM**

- 5 A transformed plant is described. The transformed plant comprises an exogenous transparent seed coat gene obtained from an AA genome.

004270" / F866460

Figure 1

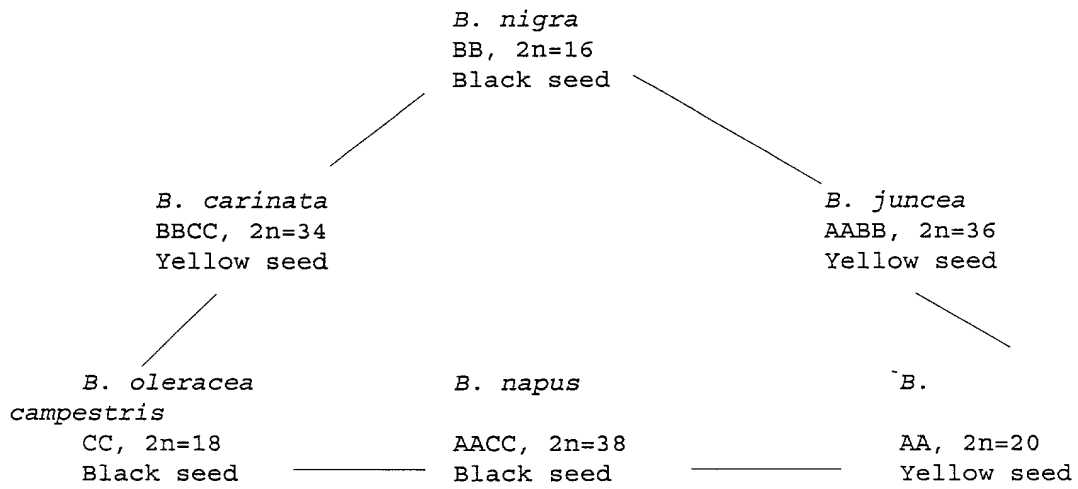


Figure 2

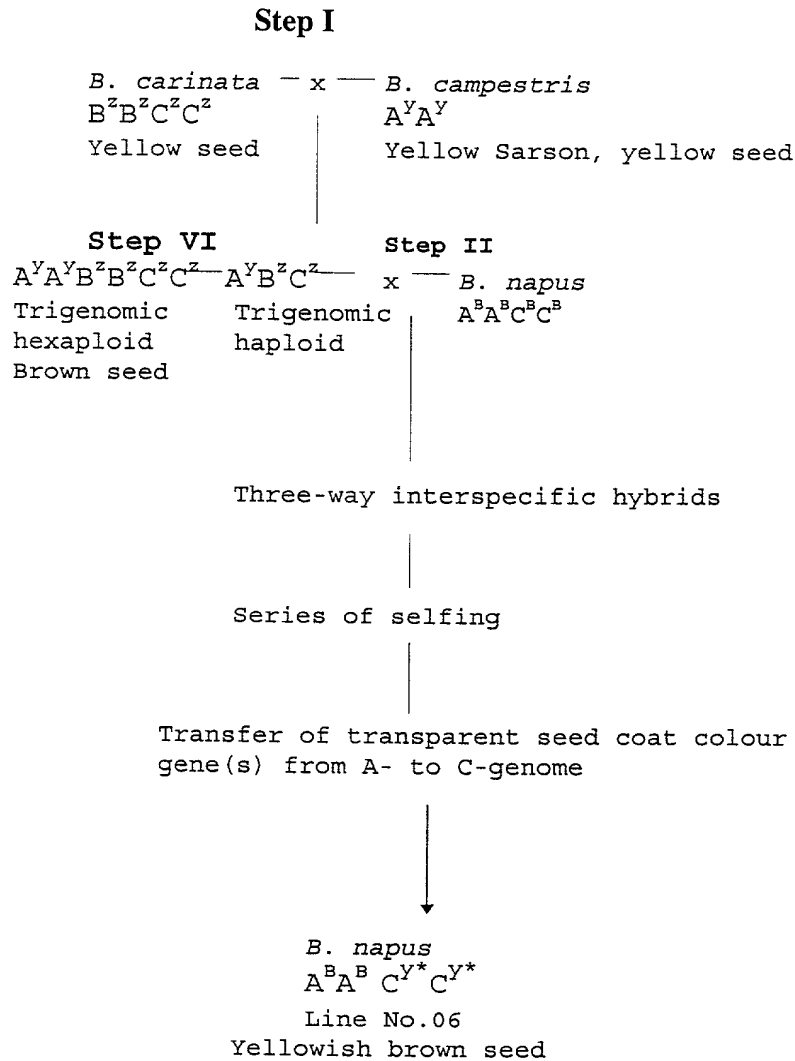
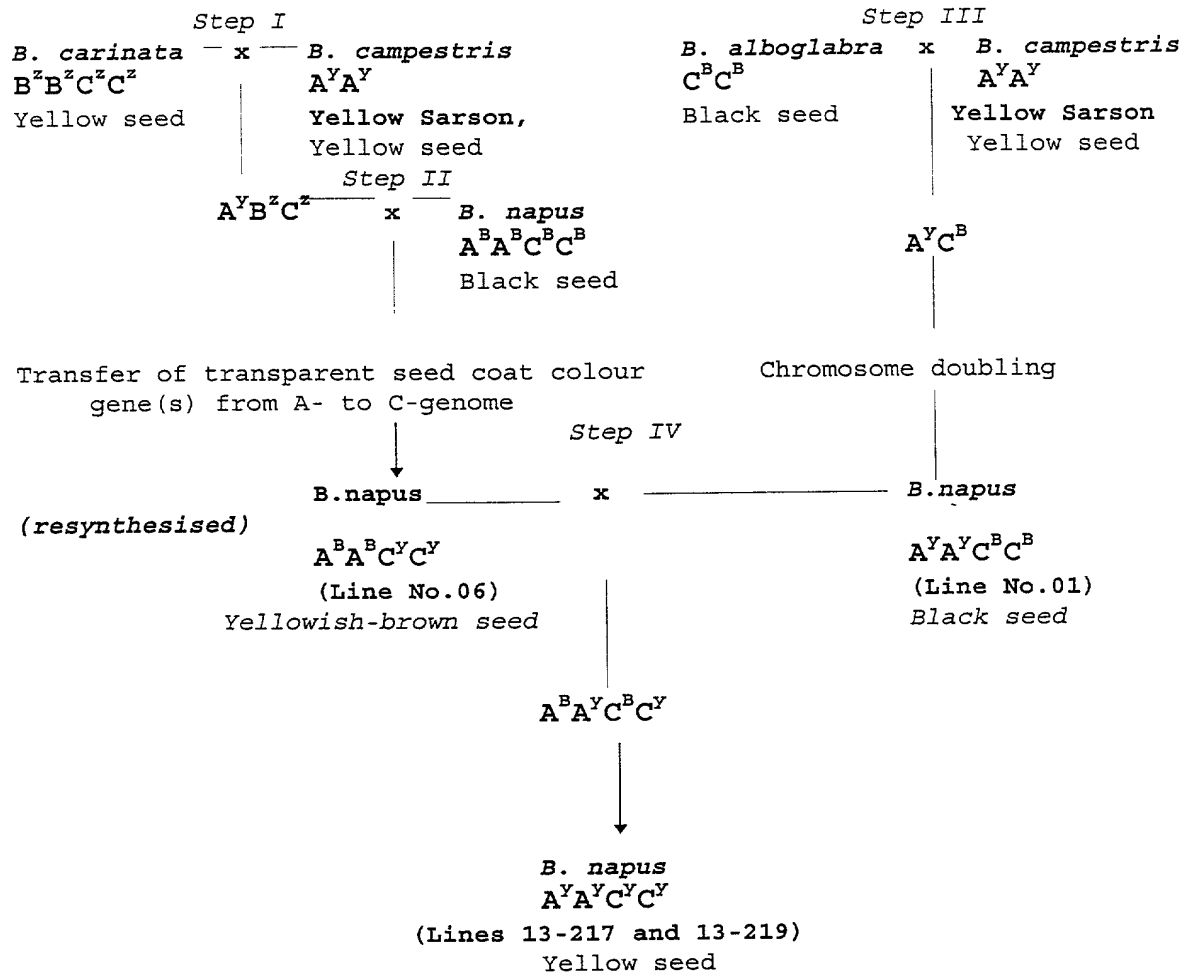
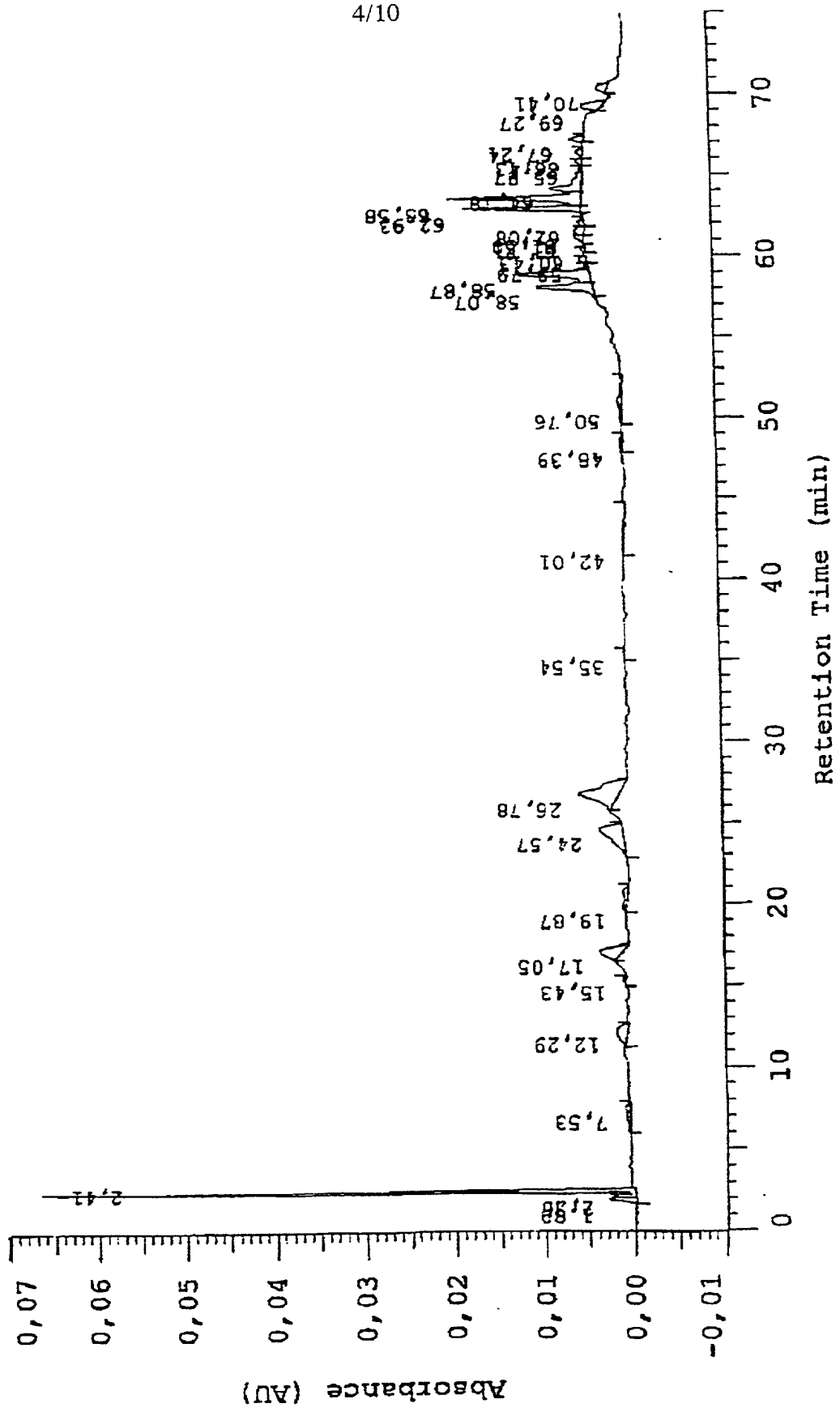


Figure 3



004210 7868460



4/10

Figure 4A

004210" 21552450

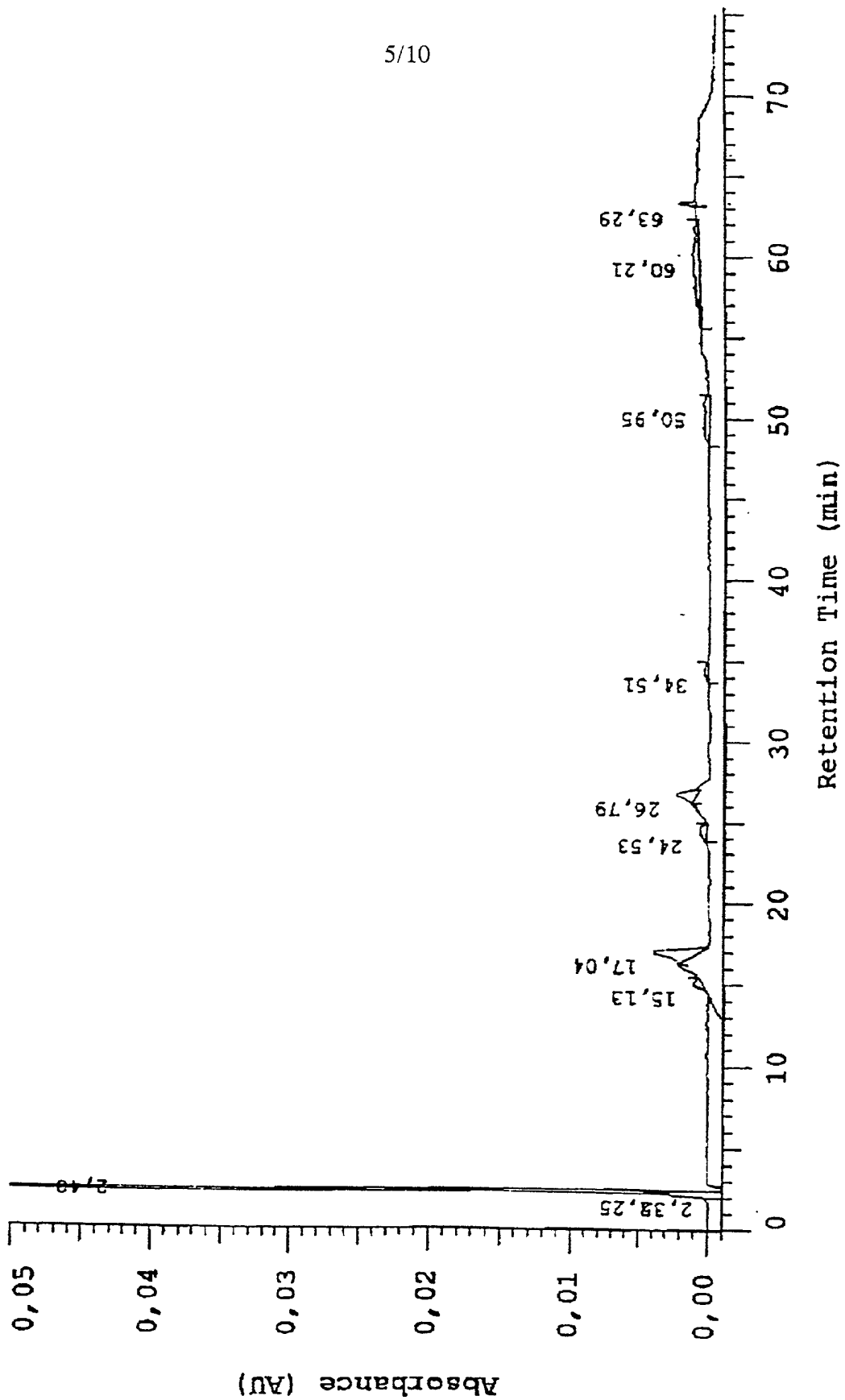


Figure 4B

004210.01858450

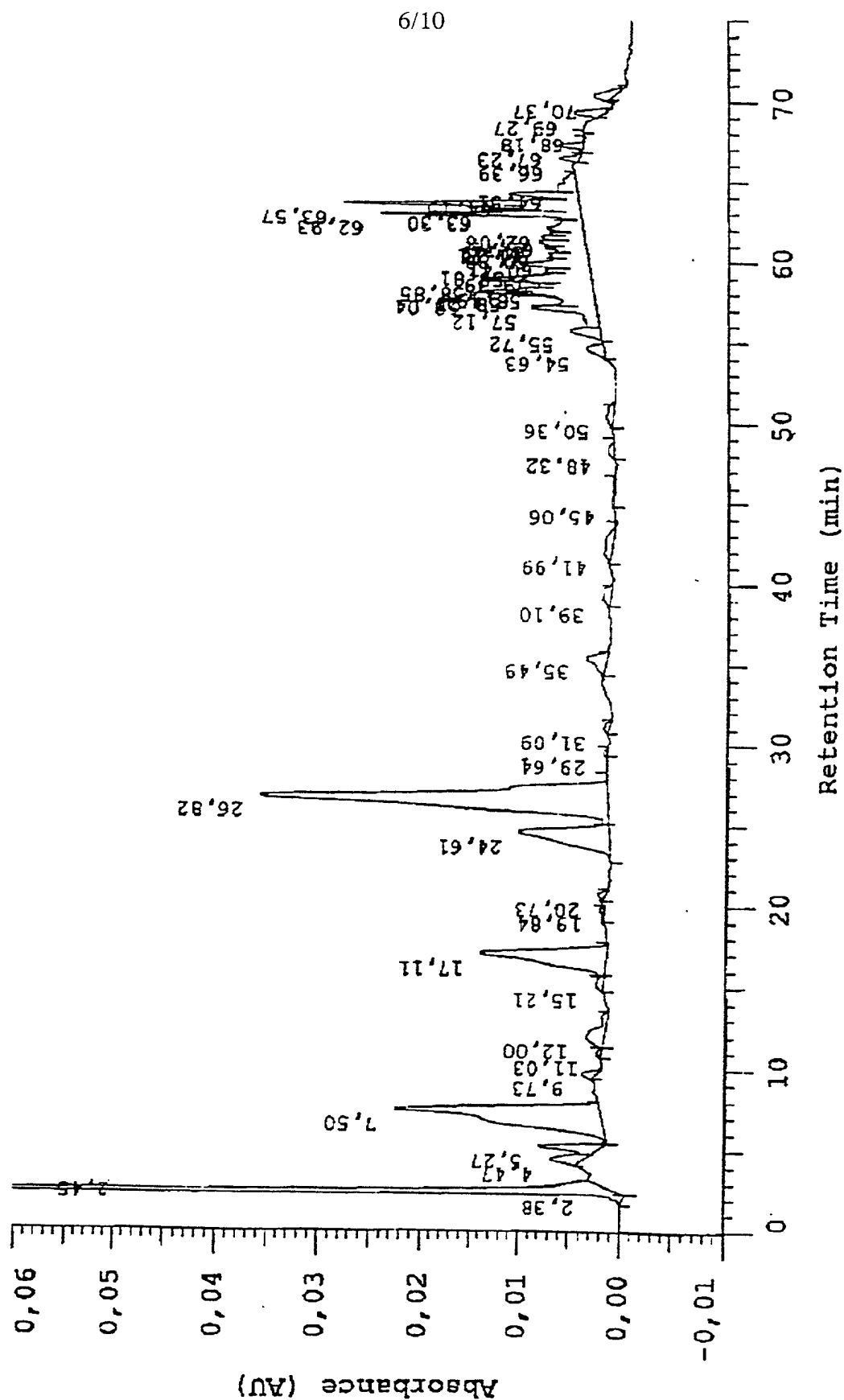


Figure 5A

004210 21868460

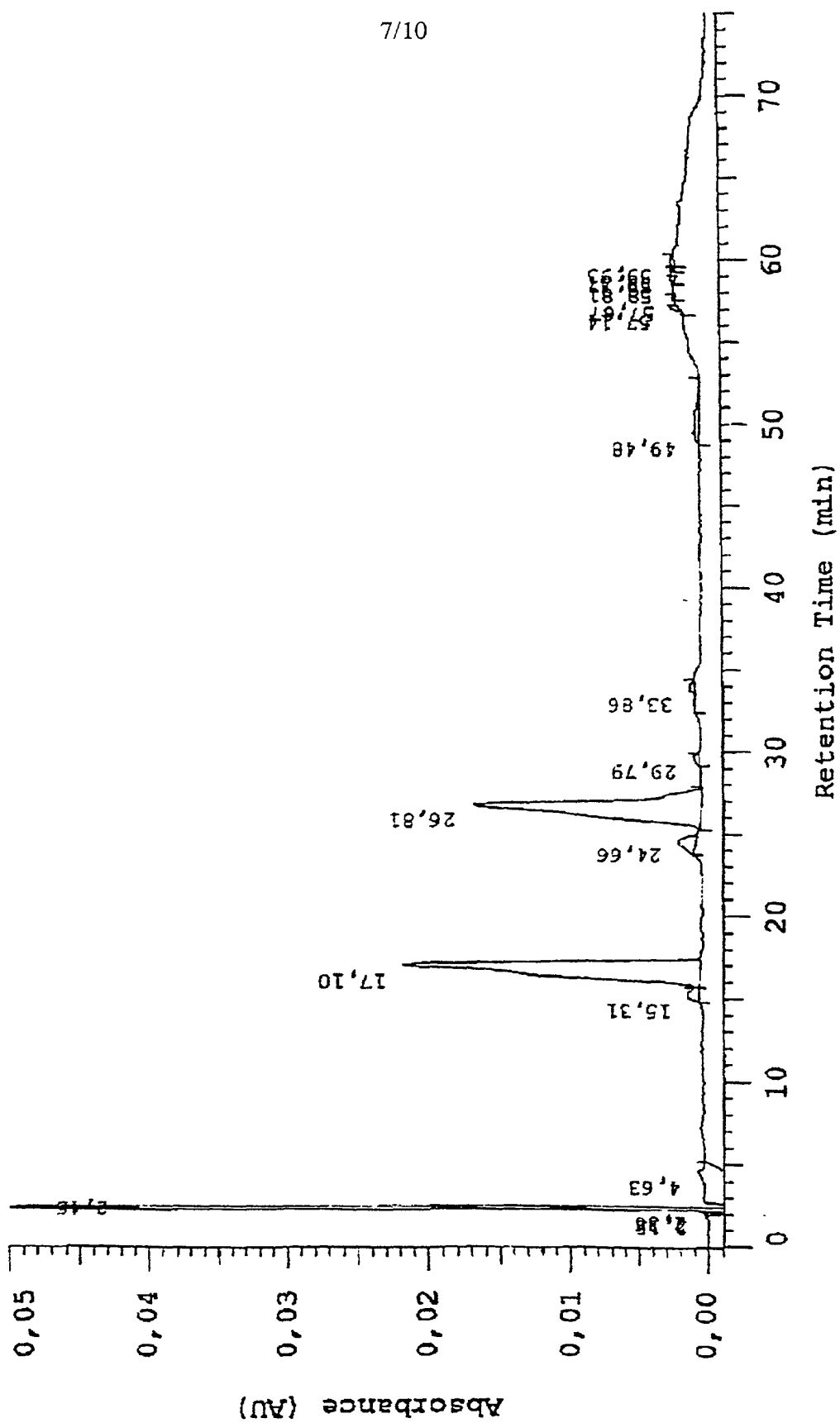


Figure 5B

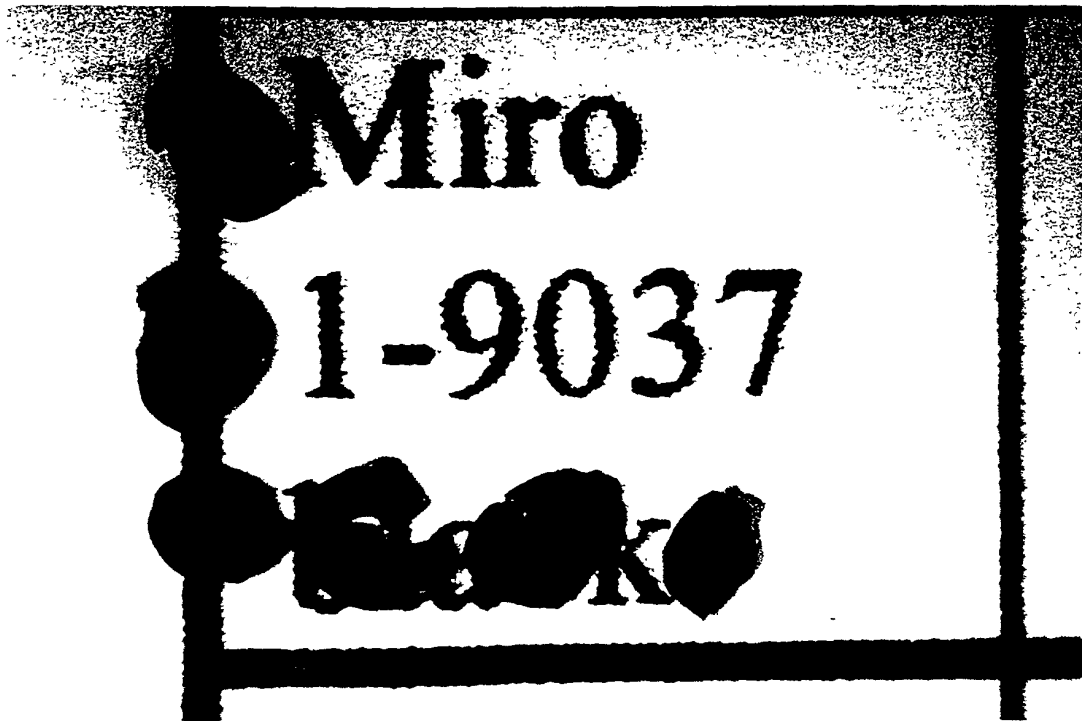


Figure 6A

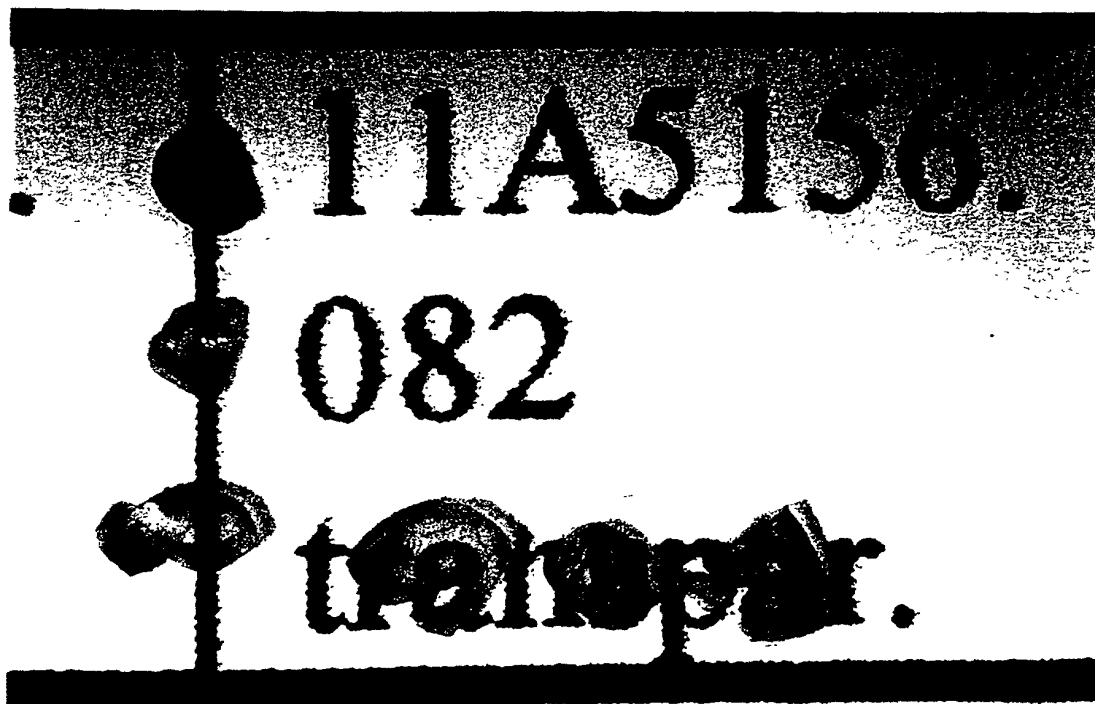


Figure 6B

004270 27668460

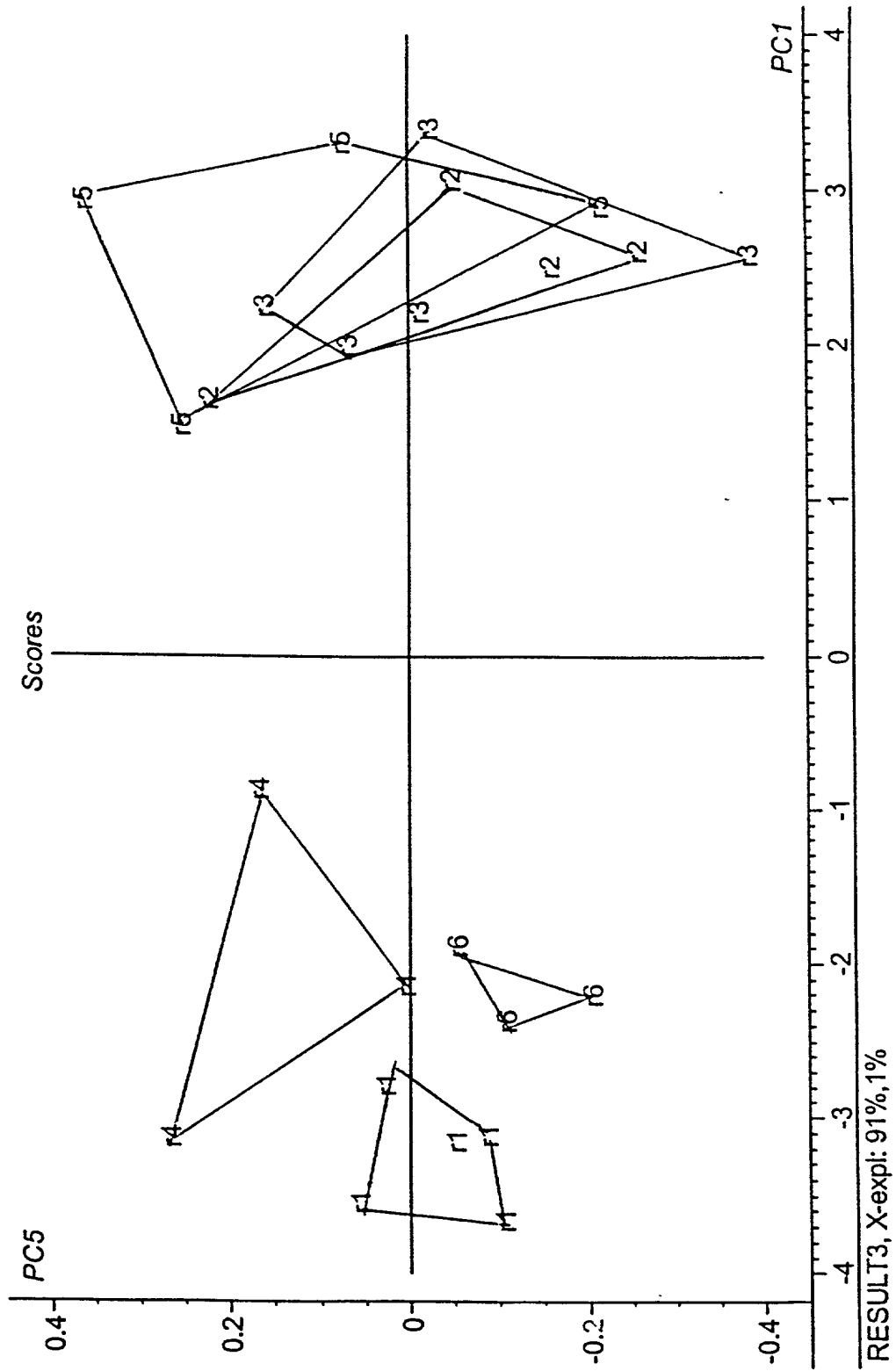


Figure 7

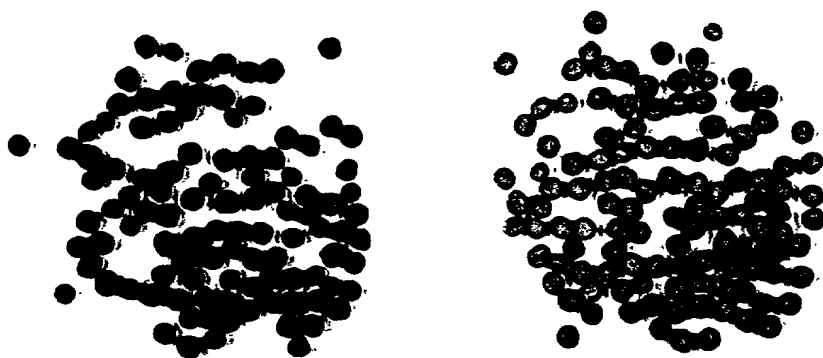


Figure 8

00420-185450

DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY
(Includes reference to PCT International Applications)

FROMMER LAWRENCE & HAUG, LLP
File No.: 674509-2022

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor (if plural, names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention ENTITLED:

ORGANISM

the specification of which:

☐ is attached hereto
☒ was filed with/transmitted to USPTO on January 24, 2000 as:
☒ United States Application Serial No. _____
☐ as the National Phase or Continuation or Continuation-in-Part of PCT
Application No. _____, filed _____,
designating the U.S., and published as _____ on _____,
☒ with amendments through DATE EVEN HEREWITH (if applicable, give details).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119 (a) - (d) or § 365 (b) of any foreign application(s) for patent or inventor's certificate, or § 365 (a) of any PCT International application(s) designating at least one country other than the United State of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT International applications designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) on which priority is claimed:

Prior Foreign/PCT Application(s) [list additional applications on separate page]:

<u>Country (or PCT)</u>	<u>Application Number:</u>	<u>Filed (Day/Month/Year)</u>	<u>Priority Claimed:</u>	
			<u>Yes</u>	<u>No</u>
UNITED KINGDOM	9901814.5	27, JANUARY, 1999	X	

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

(Application Number) (Filing Date)

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s) or § 365 (c) of any PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior United States or PCT International application(s) in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S. (or U.S.-designating PCT) Application(s) [list additional applications on separate page]:
U.S. Serial No.: Filed (Day/Month/Year) PCT Application No. Status (patented, pending, abandoned)

I hereby appoint Thomas J. Kowalski, Registration No. 32,147, and FROMMER LAWRENCE & HAUG, LLP or their duly appointed associates, my attorneys or agents, with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to file continuation and divisional applications thereof, to receive the Patent, and to transact all business in the Patent and Trademark Office and in the Courts in connection therewith, and to insert the Serial Number of the application in the space provided above, and specify that all communications about the application are to be directed to the following correspondence address:

Thomas J. Kowalski, Esq.
c/o FROMMER LAWRENCE &
HAUG, LLP
745 Fifth Avenue
New York, NY 10151
FAX (212) 588-0500

Direct all telephone calls to: (212) 588-0800
to the attention of:
Thomas J. Kowalski

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

INVENTOR(S):

Signature: _____ Date: _____

Full name of first inventor: RAHMAN, Muhammed Habibur
Residence: Åparken 8, 1.tv, DK-4930 Maribo, DENMARK
Citizenship: DANISH

Signature: _____ Date: _____

Full name of second inventor: JØRSBOE, Morten
Residence: Pandbjergvej 184, DK-4800 Nykøbing F, DENMARK
Citizenship: DANISH

Signature: _____ Date: _____

Full name of second inventor: POULSEN, Morten Helt
Residence: Møllevej 22, DK-4960 Holeby, DENMARK
Citizenship: DANISH

Post Office Address(es) of inventors [if different from residence]:

NOTE: In order to qualify for reduced fees available to Small Entities, each inventor and any other individual or entity having rights to the invention must also sign an appropriate separate "Verified Statement (Declaration) Claiming [or Supporting a Claim by Another for] Small Entity Status" form [e.g. for Independent Inventor, Small Business Concern, Nonprofit Organization, Individual Non-Inventor].

004270-27863450